



CITY OF
Portland, Oregon

Official
Minutes

December 2-3, 2020

Date and time

December 2, 2020 at 9:30 a.m.

Council recessed at 10:13 a.m.

Council reconvened at 10:16 a.m.

Council recessed at 11:53 a.m.

Officers in attendance

Keelan McClymont, Clerk of the Council; Robert Taylor, Chief Deputy City Attorney and Karen Moynahan, Chief Deputy City Attorney

Consent Agenda

On a Y-4 roll call, the Consent Agenda was adopted.

Date and time

December 2, 2020 at 2:00 p.m.

Council recessed at 3:41 p.m.

Officers in attendance

Keelan McClymont, Clerk of the Council; Lory Kraut, Senior Deputy City Attorney

Date and time

December 3, 2020 at 2:00 p.m.

Council adjourned at 3:59 p.m.

Officers in attendance

Keelan McClymont, Clerk of the Council; Naomi Sheffield, Deputy City Attorney and Linly Rees, Chief Deputy City Attorney

MARY HULL CABALLERO
Auditor of the City of Portland

Keelan McClymont

By Keelan McClymont
Clerk of the Council

PORTLAND CITY COUNCIL AGENDA
City Hall - 1221 SW Fourth Avenue
WEDNESDAY, 9:30 AM, DECEMBER 2, 2020

Disposition:

THOSE PRESENT BY VIDEO AND TELECONFERENCE WERE: Mayor Wheeler, Presiding; Commissioners Fritz, Hardesty and Ryan, 4.

Please note, City Hall is closed to the public due to the COVID-19 Pandemic.

Under Portland City Code and state law, the City Council is holding this meeting electronically. All members of council are attending remotely by video and teleconference, and the City has made several avenues available for the public to listen to the audio broadcast of this meeting. The meeting is available to the public on the City's YouTube Channel, eGov PDX, www.portlandoregon.gov/video and Channel 30. The public can also provide written testimony to Council by emailing the Council Clerk at cctestimony@portlandoregon.gov.

The Council is taking these steps as a result of the COVID-19 pandemic and the need to limit in-person contact and promote social distancing. The pandemic is an emergency that threatens the public health, safety and welfare which requires us to meet remotely by electronic communications. Thank you all for your patience, flexibility and understanding as we manage through this difficult situation to do the City's business.

Provide Public Testimony: City Council will hear public testimony on resolutions and ordinances (first readings only). Testimony is not taken on communications, reports, second readings, proclamations or presentations in accordance with Code 3.02.040 F. and G. Public testimony will be heard by electronic communication (internet connection or telephone). Please identify the agenda item(s) you want to testify on, and then visit the Council Clerk's agenda webpage to register, www.portlandoregon.gov/auditor/councilagenda. Provide your name, agenda item number(s), zip code, phone number and email address. Individuals have three minutes to testify unless otherwise stated at the meeting.

The deadline to sign up for the December 2-3, 2020 Council meeting is Tuesday, December 1, 2020 at 4:00 p.m.

Email the Council Clerk at cctestimony@portlandoregon.gov with any questions.

COMMUNICATIONS

916	Request of Toni Davis to address Council regarding accepting responsibility for promises made / promises broken (Communication)	PLACED ON FILE
917	Request of Marie Tyvoll to address Council regarding concerns about taxpayer-funded land use (Communication)	PLACED ON FILE
918	Request of Grady Preston 2nd to address Council regarding police brutality (Communication)	PLACED ON FILE
919	Request of Lizzy Sampson to address Council regarding water fluoridation (Communication)	PLACED ON FILE
TIMES CERTAIN		

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<p>920 TIME CERTAIN: 9:45 AM – Proclaim the week of November 30, 2020 to be Buy Native Week (Proclamation introduced by Mayor Wheeler) 30 minutes requested</p>	<p>PLACED ON FILE</p>	
<p>921 TIME CERTAIN: 10:15 AM – Amend the Portland Parks and Recreation Board to clarify purpose, definitions, membership and update administrative functions (Ordinance introduced by Commissioner Fritz; amend Code Chapter 3.27) 10 minutes requested</p>	<p>PASSED TO SECOND READING DECEMBER 9, 2020 AT 9:30 AM</p>	
<p>922 TIME CERTAIN: 10:25 AM – Authorize an exemption to the competitive bidding process pursuant to Oregon Revised Statutes Chapter 279C and City Code Chapter 5.34 for construction of certain right-of-way surface stormwater facilities funded by % for Green (Ordinance introduced by Commissioner Fritz) 30 minutes requested for items 922-923</p>	<p>PASSED TO SECOND READING DECEMBER 9, 2020 AT 9:30 AM</p>	
<p>923 Authorize Intergovernmental Agreements and grant agreements in support of the % for Green Program for five years beginning FY2020-21 not to exceed \$3 million (Ordinance introduced by Commissioner Fritz)</p>	<p>PASSED TO SECOND READING DECEMBER 9, 2020 AT 9:30 AM</p>	
<p style="text-align: center;">CONSENT AGENDA – NO DISCUSSION Mayor Ted Wheeler Office of Management and Finance</p> <p>*924 Authorize Intergovernmental Agreement with Prosper Portland to provide funds for Portland Harbor-related costs to be placed into the Citywide Obligations Reserve Fund (Ordinance) (Y-4)</p>		<p style="text-align: center;">190207</p>
<p style="text-align: center;">Commissioner Chloe Eudaly Bureau of Transportation</p> <p>*925 Amend contract with Oregon Department of Transportation for construction and traffic control services for the Earl Blumenauer Bicycle and Pedestrian Bridge in an amount not to exceed \$130,000 (Ordinance; amend Contract No. 30006579) (Y-4)</p>		<p style="text-align: center;">190208</p>
<p>*926 Authorize a contract with the lowest responsible bidder for the N Lombard Main Street Repair Project (Ordinance) (Y-4)</p>	<p style="text-align: center;">190209</p>	

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927 Accept a grant in the amount of \$145,000 from the Oregon Department of Transportation to replace Interstate 205 freeway signage concurrent with the renaming of a portion of NE Killingsworth St east of NE Cully Blvd to NE Lombard St as part of the Columbia – Lombard Wayfinding Project (Ordinance; amend Ordinance No. 190073)	PASSED TO SECOND READING DECEMBER 9, 2020 AT 9:30 AM
Office of Community & Civic Life	
*928 Authorize grant agreement with Causa of Oregon for the Oregon Worker Relief Fund in amount of \$1,750,000 (Ordinance) (Y-4)	190210
Commissioner Amanda Fritz	
Parks & Recreation	
*929 Authorize an agreement with the Community Music Center, Inc. to support programs at the Community Music Center (Ordinance) (Y-4)	190211
Commissioner Jo Ann Hardesty	
Portland Bureau of Emergency Management	
930 Accept a grant from the Oregon Office of Emergency Management Emergency Management Performance Grant Program, Grant No. 20-542, in the amount of \$315,545 for administering an integrated all-hazard emergency management program for the City (Ordinance)	PASSED TO SECOND READING DECEMBER 9, 2020 AT 9:30 AM
City Auditor Mary Hull Caballero	
931 Certify abstract of votes cast, candidates elected, and proclaim measures approved at the Municipal Non-Partisan General Election held in the City of Portland on November 3, 2020 (Report) (Y-4)	ACCEPTED
REGULAR AGENDA	
Mayor Ted Wheeler	
932 Proclaim results of the Municipal Non-partisan General Election on measure 26-213: Restore recreation programs, parks, nature, water through five-year levy (Proclamation introduced by Mayor Wheeler)	PLACED ON FILE
933 Proclaim results of the Municipal Non-partisan General Election on measure 26-217: Amends Charter: Authorizes new, independent community police oversight board (Proclamation introduced by Mayor Wheeler)	PLACED ON FILE
City Attorney	

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<p>934 Authorize City Attorney to appeal final judgment in Penoyer Law Office, LLC and Michael Wise & Associates v. State of Oregon ex rel. Dept. of Transportation and City of Portland, Multnomah County Circuit Court Case No. 18CV52454 (Resolution) 15 minutes requested (Y-4)</p>	<p>37518</p>
<p style="text-align: center;">Office of Management and Finance</p>	
<p>935 Authorize contract with Siemens Industry, Inc., for The Columbia Boulevard Wastewater Treatment Plant Main Substation Equipment for an amount of \$4,030,091 (Procurement Report – RFP No. 00001347) 10 minutes requested Motion to accept the report: Moved by Hardesty and seconded by Fritz. (Y-4)</p>	<p>ACCEPTED PREPARE CONTRACT</p>
<p>936 Authorize water revenue bonds to finance water system capital improvements in an amount not to exceed \$142 million and refund water revenue bonds (Ordinance) 20 minutes requested</p>	<p>PASSED TO SECOND READING DECEMBER 9, 2020 AT 9:30 AM</p>
<p style="text-align: center;">Commissioner Chloe Eudaly</p>	
<p style="text-align: center;">Bureau of Transportation</p>	
<p>*937 Accept an Engineering Report on a Major Encroachment into the public right-of-way for the Terwilliger Plaza Skybridge (Ordinance) 30 minutes requested (Y-4)</p>	<p>190212</p>
<p style="text-align: center;">Commissioner Dan Ryan</p>	
<p style="text-align: center;">Bureau of Development Services</p>	
<p>*938 Authorize an Intergovernmental Agreement between the City and the City of Maywood Park to provide certain building program services within the City of Maywood Park in accordance with Oregon Revised Statutes Chapter 455 (Ordinance) 20 minutes requested (Y-4)</p>	<p>190213</p>
<p style="text-align: center;"><u>WEDNESDAY, 2:00 PM, DECEMBER 2, 2020</u></p> <p>THOSE PRESENT BY VIDEO AND TELECONFERENCE WERE: Mayor Wheeler, Presiding; Commissioners Fritz, Hardesty and Ryan, 4.</p>	
<p>939 TIME CERTAIN: 2:00 PM – Results of the Financial Audit of the City Comprehensive Annual Financial Report for FY 2019-20 and related communications (Report introduced by Auditor Hull Caballero) 1 hour requested for items 939-940 Motion to accept the report: Moved by Hardesty and seconded by Fritz. (Y-4)</p>	<p>ACCEPTED</p>

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<p>940 Accept the City of Portland Comprehensive Annual Financial Report for fiscal year ended June 30, 2020 (Report introduced by Mayor Wheeler) Motion to accept the report: Moved by Hardesty and seconded by Ryan. (Y-4)</p>	<p>ACCEPTED</p>	
<p>941 TIME CERTAIN: 3:00 PM - Adopt the River Plan / South Reach, amend the Comprehensive Plan and Comprehensive Plan Map, the Willamette Greenway Plan, Title 33, and the Zoning Map; repeal the Macadam Corridor Design Guidelines; and adopt the Willamette River Greenway Inventory and the Central City Natural and Scenic inventories as supporting documents (Previous Agenda 889; Ordinance introduced by Commissioner Hardesty; amend Code Title 33, amend the Portland Comprehensive Plan and zoning maps, amend Ordinance Nos. 160237 and 163957, and repeal Ordinance Nos. 157795 and 186858) 2 hours requested Motion to accept amendments package: Moved by Hardesty and seconded by Ryan. (Y-4) Motion to accept the amendments to the Macadam Character Statement that are contained in Attachment A to the November 30, 2020 memo: Moved by Hardesty and seconded by Fritz. Vote not called. Motion to delete action item R11D (Vol 1, Pt 2, Pg 394): Moved by Wheeler and seconded by Hardesty. Vote not called. The written record is open for comments on the Macadam Character Statement until Monday, December 7, 2020 at 8:00 a.m.</p>	<p>CONTINUED TO DECEMBER 10, 2020 AT 2:00 PM TIME CERTAIN AS AMENDED</p>	
<p><u>THURSDAY, 2:00 PM, DECEMBER 3, 2020</u></p> <p>THOSE PRESENT BY VIDEO AND TELECONFERENCE WERE: Mayor Wheeler, Presiding; Commissioners Eudaly, Fritz, Hardesty and Ryan, 5. Commissioner Eudaly left at 3:20 p.m., 4.</p>		
<p>942 TIME CERTAIN: 2:00 PM – Appoint a Charter Commission to review and recommend amendments to the Charter (Resolution introduced by Mayor Wheeler and Commissioners Fritz, Ryan, Hardesty and Eudaly) 1 hour requested (Y-5)</p>	<p>37519</p>	
<p>REGULAR AGENDA Commissioner Amanda Fritz Bureau of Environmental Services</p> <p>943 Amend price agreements with Allen Construction Management Services, LLC, CMTS, LLC, DRW, LLC, and Exeltech Consulting, Inc. for on-call Construction Management, Inspection and Project Support Personnel Services in the combined amount of \$10,150,000 (Ordinance; amend Contract Nos. 31001347, 31001348, 31001349, and 31001350) 10 minutes requested</p>		<p>PASSED TO SECOND READING DECEMBER 9, 2020 AT 9:30 AM</p>

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<p>944 Authorize a competitive solicitation and contract with the lowest responsible bidder and provide payment for construction of the Carolina Trunk WZ-02 Rehabilitation Project No. E11005, for an estimated cost of \$1,283,000 (Ordinance) 10 minutes requested</p>	<p>PASSED TO SECOND READING DECEMBER 9, 2020 AT 9:30 AM</p>
<p>945 Authorize a three-year master Intergovernmental Agreement with Portland State University to partner on projects and programs related to wastewater, stormwater, and watershed health not to exceed \$500,000 (Ordinance) 10 minutes requested</p>	<p>PASSED TO SECOND READING DECEMBER 9, 2020 AT 9:30 AM</p>
<p>Parks & Recreation</p>	
<p>946 Accept the Year Five Report on the \$68 million 2014 Parks General Obligation Bond (Report) 20 minutes requested Motion to accept the report: Moved by Fritz and seconded by Hardesty. (Y-4)</p>	<p>ACCEPTED</p>
<p>947 Authorize Intergovernmental Agreement not to exceed \$4 million from the Portland Parks & Recreation System Development Charge Fund to the Prosper Portland Downtown Waterfront Tax Increment Financing District Fund for acquisition of property in the Downtown Waterfront urban renewal area (Ordinance) 10 minutes requested</p>	<p>PASSED TO SECOND READING DECEMBER 9, 2020 AT 9:30 AM</p>
<p>948 Assess benefited properties for park improvements in the Portland Open Space Sequence Local Improvement District (Second Reading Agenda 907; C-10054) (Y-4)</p>	<p>190214</p>
<p>Water Bureau</p>	
<p>949 Adopt revised Title 21 Water to be consistent with current Portland Water Bureau practices and applicable State of Oregon regulations (Ordinance; replace Code Title 21) 30 minutes requested</p>	<p>PASSED TO SECOND READING DECEMBER 9, 2020 AT 9:30 AM</p>
<p>950 Authorize the Portland Water Bureau to enter into an agreement with Dean and Patricia Walter and pay consideration in the amount of \$55,000 for costs to construct a new well (Second Reading Agenda 910) (Y-4)</p>	<p>190215</p>

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Closed caption file of Portland city council meeting

This file was produced through the closed captioning process for the televised city council broadcast and should not be considered a verbatim transcript. The official vote counts for Council action are provided in the Official Minutes.

Key: ***** means unidentified speaker.

December 2, 2020 9:30 am

Wheeler: This is the wednesday, december 2, 2020, morning session of the portland city council. Good morning, keelan. Can you please call the roll.

Clerk: Good morning, mayor. Eudaly? Fritz?

Fritz: Here.

Clerk: Ryan?

Ryan: Here.

Clerk: Hardesty?

Hardesty: Year.

Clerk: Mayor?

Wheeler: Here. We are holding this meeting electronically. All members are attending remotely by video and teleconference and the city has made several avenues for the public to listen to the audio broadcast of this meeting. It's available to the public on the city's youtube channel, egov pdx. [Portlandoregon.gov/video](https://portlandoregon.gov/video). And channel 30. The public can provide written testimony by e-mailing the council clerk at cctestimony@portlandoregon.gov. The council is taking the steps as a result of the covid-19 pandemic and the need to limit in-person contact and promote physical distancing. The pandemic is an emergency that requires us to meet remotely by electronic communication. Thank you for your patience, understanding and flexibility as we manage through the difficult situation to do the city's business. Next we hear from legal counsel on the rules of order and decorum. Good morning.

Karen Moynahan: Good morning. To participate in the council meetings you may sign up in advance with the council clerk's office for the communications to briefly speak about any subject. You may sign up for public testimony on resolution or the first reading of the ordinance. The published council agenda at portlandoregon.gov/auditor contains information on how and when you may sign up for testimony while council is holding

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electronic meetings. Your testimony should address the matter considered at the time. When testifying, please state your name for the record. Your address is not necessary. Please disclose if you are a lobbyist. If you are representing an organization, please identify it. The presiding officer determines the length of testimony. Individually generally have three minutes to testify unless otherwise stated. When the time is up the presiding officer her ask you to conclude. Disruptive conduct; such as, shouting, refusing to conclude the testimony when the time is up or interrupting other testimony or the council deliberations will not be allowed. If there are disruptions a warning will be given that further disruption may result for the person place on hold or ejected for the remainder of the electronic meeting. Please be aware that all council meetings are recorded. Thank you.

Wheeler: Thank you. First up is communications. Item 916.

Clerk: Request of toni davis to address council regarding accepting responsibility for promises made, promises broken.

Toni Davis: Can you hear me?

Wheeler: Yep. Loud and cloud.

Davis: Okay. I'm just going to jump right on in to it. I only have three minutes. So i would like to state mr. Wheeler you were first elected in to office by the residents to defend and protect portland against actions that would cause the city harm. You have done the opposite and the city of portland and residents suffered tremendously. Since the incident of george floyd's death. I say "incident" because in america people are innocent until proven guilty. That is done by a jury not by opinions of the people. Since this began, mr. Wheeler, i have watched you continually use the black race and the black community as an excuse to support your own political agenda. Mr. Wheeler, you have used the black race and -- i'm sorry. Mr. Wheeler, you have supported and allowed peaceful protesting to be infiltrated by anarchist and continue calling it peaceful protesting. You stood in solidarity with the violence and allowed our city to turn in a cesspool of anarchists with no value, moral or concern for human life. They spread the message through anger, chaos and destruction. You screwed up when they took it to your front door and you got on tv to say you wouldn't stand for the violence but you showed continual support after the anarchist after one of them gunned down a trump supporters in downtown portland. You demand people leave who were here to defend and protect us. Since this began you allowed the white race to be called racist, white supremacist and white privileged when they tried to defend themselves. The white race has the same right as anyone else to defend themselves without disrespect and violence. Your response to being elected again, was thank you. But what you really need to understand is your re-election only occurred as how does a person choose

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between two of the devil's advocates. You deserted people of the city and supported the destruction of our downtown businesses. You ignored residents begging you, they were begging you to stop this. And allow our police to do what was needed to control the situation. You allowed our officers to suffer the consequences, from actions of other individuals and allowed them to be spit on, abused and humiliated. You put residents in danger demanding the police focus on one area of the city, you also destroyed portland's reputation and beauty. You have done this all in the name of political power and the heat you have for our president. Mr. Wheeler, your words of moving on will not be accepted by some residents until you stand up and take, and accept the responsibility of actions that occurred in this city. Mr. Wheeler, you continue to disregard other communities and their desperate cries for help. You have cut portland police bureau's funds and made promises that the funds would clean up our city. That is a lie, as the homeless situation as tripled and continues to grow not for the reason of covid-19 as you and your counterpart hardesty stated. Mr. Wheeler, others may move on but not me. I am here to tell you, i will, i don't know how but i will do everything in my power to make sure you follow through on the promises you have made to portland residents. I'm standing up for those people whose voices, that you refuse to listen to and for god sake stop included in our statements all oregonians. Because there is no way on god's earth you speak for me. Lastly, i pray every night by the grace of god, you, brown and hardesty will be where you all belong. That is in jail. I'm done.

Wheeler: Thank you for that entertaining perspective. Next up --

Davis: Entertaining perspective?

Wheeler: 917. 917, please.

Clerk: Request of marie tyvoll to address council regarding concerns about taxpayer-funded land use.

Wheeler: Good morning. Marie, are you with us?

Marie Tyvoll: Can you hear me?

Wheeler: Loud and clear. You good to go. Good morning.

Tyvoll: Good morning, mayor, and city councilmembers. I'll begin with a report entitled historical context of the racist planning. History of how planning segregated portland and i quote, "portland has a well-documented racist history, especially in land use. Exclusionary zoning, racially restrictive cov innocence and the redline -- covenants and redlining are the early examples of this with the effects visible today." this report goes on to single out southwest neighborhood associations as undeniably complicit in the racist history. "southwest residents tended to be well educated, higher income and typically white. Much

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more resources than albina and outer southeast residents. And people in southwest were more effective to use neighborhood association as a tool to organize public hearing and other places for the public participation. This effectiveness in southwest portland continues to this day. As noted in today's o.p.b. Article revealing amanda fritz use of the personal to sweeney advocating for bridge funding in advance of the audit findings and asked which commissioner they would prefer to oversee them. Southwest neighborhood inc., sweeney, has a land use committee. In this year alone the sweeney land use committee opposed house bill 2001 and the residential infill project to add density through the housing to the single family zone residential neighborhoods. By way of example the land use committee meetings for july of this year show that only five people, all white identifying to my knowledge, voted to bring the motion opposing house bill 2001 to the s.n.i. Board for consideration. The meeting minutes state that the committee chair, dave and dixie johnson, susan king, greg dorels and jones voted yes on the motion. Let's get to know some of the land use representatives through their own words. Gary rundi the current chair stated at the october 2019 s.n.i. Board meeting reporting to the historical context of racist planning report, "i have read it. In complete detail. Several times. And i have elected not to bring it in to land use at this time. It is just a perspective. It's not saying here go do these things." it probably won't come as a big surprise to know that only the week before, gary voted against bringing equity and inclusion training to the s.w.n.i. Board. Collins consistently attended the meetings since 2008. A collins view representative attended 107 meetings since 2008 out of a total of 126 meetings of the committee. But they submitted the resignation on the 24th over the statement to the swni land use google group. I quote, "the extend to which informal segregation may still exist, or be due to the past lack of economic opportunity, is largely a matter of political opinion. With regard to collins view, we are aware of the black, asian and hispanic households in our neighborhood." it's important to note that dave and dixie stated they would continue to attend the committee meetings as visitors. Finally, i'm worried that the city of portland is complicit through support of the neighborhood association and land use appeal waivers. I don't think that a lot of people know that city does not require neighborhood association to pay the \$2,000 fee to appeal a land use decision. As an example between 2016 and 2019, neighborhood associations submitted 35 land use appeals to it of a total of approximately 77 submitted during that time. Of those 35 land use appeals, 33 have the fee waived. In other words, portland effectively subsidized the neighborhood association land use lobbying efforts to the tune of approximately \$33,000 over a four-year period. Thank you for your time today.

Wheeler: Thank you. Appreciate it. Keelan, the next individual is 918.

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Clerk: Request of alex grady preston ii to address council regarding police brutality.

Wheeler: Good morning.

Alex Grady Preston: Yes, good morning. Is there an option so i could share the video that i want to share?

Clerk: Those video were shared with council prior to the meeting. I think i sent you a message there wouldn't be enough time in the three minutes to share all the videos that you sent.

Preston: Okay. So you are saying it's not possible to share those. Okay. Well, i also had some pictures i wanted to show. A few visual elements that really helped orchestrate the message i was trying to send. Yeah, there was an image of a graph i wanted to show and some videos. If that is not going to happen, that is fine. So, we can go, if we can start my time now, i'll just go ahead and start talking. Hello. My name is grady preston ii. I'm a homeowner in southeast portland and i wish to address the ongoing violence the police commissioner which is a position the mayor continues to give himself, has condoned for the last 200 nights. He has used words to condemn them but his action scream support for the repeated violent attacks on the community by his own employees. Today i would have liked to show a few clips from a library of over 300 incidents of the police brutality recorded in portland alone. The first two clips i want to show you, show the same incident from two different angles. You can watch as the multiple officers swarm an individual for regarding an act of brutality by one of the mayor's own employees. The next you see a clip that shows -- the next clip shows indiscriminate use of weapons by the employees. There is downtown portland covered in a heavy fog of chemical warfare weapons. Next was a video clip that you see of a cyclist trying to leave an area instructed before he is tackle and beaten by the mayor's employees. The next was a video showing the ruthlessness of the mayor's employees when they encounter cress. It shows two people talked to by the police. He tries to give them his press badge, show the press badge. The officer tells him to leave. Whereas then the press badge asks him for his name. The officer refuses to give him his name and arrests the press person. Then finally, the last two examples show the mayor employees continue to attack our community. Without the footage it doesn't really say much. In the last two quarters we have seen 6,000 use of force so far this year. By the portland police that continues to happen every night. It's been 219 night since george floyd's murder. Every night we are on the streets. We are asking you to act. You refuse to act. We i know you cowardly pushed back that vote so that we wouldn't know your views before the election. But, you know, we are watching and we want this to be fixed. We don't want to be hit and attacked by our own community members. We want to be able to

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protest. That is our right. You are refusing our right. So, that's it. Have a great day.

Wheeler: Thank you. Next up is 918.

Clerk: Mayor, 919.

Wheeler: Sorry. Yep. I screwed that up. 919.

Clerk: Okay. Thank you. Request of lizzy sampson to address council regarding water fluoridation.

Wheeler: Good morning.

Lizzy Sampson: Good morning. Can you all hear me?

Wheeler: Yep. You sound great.

Sampson: Excellent. Hello. My name is lizzy sampson. I'm a registered nurse at a local hospital in portland. I want to be clear i'm not representing any particular organization. I'm speaking about water fluoridation and have it be considered a priority to the city council. The american dental association is in favor of community fluoridation. The organization cites fluoridation as the single most effective public health measure to prevent tooth decay. According to the c.d.c., there is evidence that oral health is linked to diabetes, heart disease and stroke. Pregnant women, oral health has been associated premature birth and low birthrate. Additionally, providing water fluoridation in the portland water supply is a public health social justice and health equality opportunity. The time when inequity prevalent in day-to-day i urge council to use as many means, tested tools as we have available. I know portland has been against water fluoridation in the past. If we look at recent measures; such as, legalization of marijuana and the legalized -- [inaudible] as a mental health tool we can see that portland has been ahead of the issues. I think it's time we join other cities with fluoridation to attend to our public. I'm asking all members president at the city council to consider the scale of the positive impact we could have on the community through fluoridation. Thank you all for hearing me today.

Wheeler: Thank you. I want you to know i agree with you 100%. Thank you.

Sampson: Thank you.

Wheeler: Keelan, does that complete communications?

Clerk: It does.

Wheeler: All right. Let's go to the content agenda. Have any items pulled off the consent agenda?

Clerk: We have had no request to pull items.

Wheeler: Please call the roll.

Clerk: Fritz?

Fritz: Aye.

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Clerk: Ryan?

Ryan: Aye.

Clerk: Hardesty?

Hardesty: Aye.

Clerk: Wheeler?

Wheeler: Aye. The consent agenda is adopted. We will move to the first time certain item, please. That is item 920.

Clerk: Proclaim the week of november 30, 2020, to be buy native week.

Wheeler: Colleagues, the city of portland in prosper portland and the native american chamber proud to participate in buy native week. This week encourages residents to buy from small, local, native-owned businesses. As we know, native american portlanders are pivotal to the fabric of the city and shaped the community, culture and the economy. Due to the pandemic, support them now more than ever to support the local small businesses and especially our native american owned businesses. With that, i'd like to introduce laura john. Our tribal relations office director. Who will introduce our invited guests. Director, please take it away.

Laura John: Good morning. Thank you.

Wheeler: Good morning.

John: Good morning, mayor wheeler and commissioners. I'm laura john, i serve as the tribal relations officer in the office of government relations. I'm pleased to join you to speak about the city's, to my knowledge first ever buy native week proclamation. Today you will hear from a number of the honored guests. Over the last several weeks we have worked with the oregon native american chamber to pull this together. Really exciting outcomes that will be shared and talked about by our guest speakers. I would like to give them as much time as possible so i will keep my comments brief. I would like to begin introducing amber face, from the oregon native american chamber.

Amber Feist: Thank you, laura. Good morning, mayor wheeler, commissioners. I'm amber. Enrolled citizen of the coquille indian tribe from coastal oregon. Pry vide navigation for businesses at the oregon native american chamber. Thank you for the invitation and the opportunity to speak with you today. At onac we are dedicated to work with all members of the community to advance educational and the economic opportunities for the native americans in oregon and southwest washington. We do this by providing technical assistance and guidance to native business owners and entrepreneurs. We are pleased to be here today in support of the city of portland's buy native week initiative. The buy native movement has deep root in travel nations in the northwest. Elected tribal leaders, policy

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leaders and the scholars from the area created policies by and for tribal people focused on the wealth creation and the dollar multiplicity in the native communities. For small businesses across america, and in indian country to thy, the environment and the culture that they exist in must encourage their success. When local governments and the community promote consumer spending at local businesses it keeps entrepreneur-driven economies alive. By supporting the buy native movement you are enhancing local democracy as tribal citizen owned businesses with roots in the community. Our business networks are involved in the development of key policies that shape the lives of our families and communities. This directly contributes the protection of our land, and environment and that benefits all of portland. As an economic hub for the state and region. As we look ahead toward bridging wealth and income divides that plagued our communities since the donation land claims act in oregon, know that onac here is for a resource for the community and the city government alike. It will take intentional partnerships from onac and government to right historical wrongs and realize collective goals of developing a truly inclusive democracy. We hold up the words from mayor wheeler from the holiday address and the proclamation we applaud honoring sovereignty, treaty and trust responsibility and the continued right to govern, live and do business on indian land. Now is the time to move this important proclamation to policy to ensure that our native community, embedded businesses continue to grow and thrive in portland. Please allow me to introduce three entrepreneurs from our onac community as they share the importance of having the city of portland committed to support the native owned businesses through policy, investment and resources. Joined by dr. Eric, the only native american dennis brand owned and operated by eric and america. They are from wisconsin and they live in portland, oregon. We are also joined by polani of no end of designs, unique apparel company which specializes in androgynous, multifunctional and the one of the kind pieces from active wear, lifestyle and couture. Finally, rebecca smith, owner and the flavor concoctor at ice cream p.d.x. That specializes in the plant-base frozen desserts. Eric, if you want to start?

Erik Brodt: Thanks. Well, good morning.

Wheeler: Good morning.

Brodt: Mayor wheeler, laura and the city council. Thank you for having us on here this morning. My name is eric grote. I'm from minnesota. My wife and i moved here in 2015. Because of the opportunities that exist here in portland. I know that you may receive a number of criticisms for what is going on here. However, i just want to echo that we choose to live here. We love living here in portland. The economy opportunities we saw when

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choosing a city when we came and went to the onac gala that sealed the deal for to us relocate from texas and wisconsin to portland back in 2015. Amber mentioned i'm one of the co-owners of ganu, the only native american denim brand in the world. I own it with my wife. I'm from wisconsin and she is stockridge and oneida from wisconsin. It's the unique opportunity the creative culture that is here. As well as the to occasional magic allowed us to know that this is the right place for us to be and exist. The ability for us to live in a community where we are visible at some extent as people is what really drove us to want to move and relocate here to portland. Where we have other people who own and operate businesses be it other apparel companies, be it food and beverage, be it folks that are our neighbors who are indigenous and having coffee shops and apocatharies that are indigenous owned and it makes us feel more included and welcomed here. Something else to mention, too, we come here as a couple duo. We also built the only center in the country that trains american indians to become doctors. So it's the only hersa funded center of excellence for the natives and it's in portland. We are training 44 american indians to become doctors. When we invite people to try to encourage them to come and move to portland, they can see that there is a way to get involved in community by going out and being visible in the community by being able to invest in the indigenous-owned business and be part of something like onac, it makes a difference of us being able to recruit those folks to town. The last thing i want to end with is, you know, we are all cheering for you guys. Whether or not we all see eye to eye on everything, that may be, i don't know exactly where you stand on everything. But we want you to succeed. And we need you to succeed. As we move forward in this moment where the people of portland have chosen all of you to help us imagine and accelerate possibilities for more people in portland, you know, we need you to look at what has worked and to do more of what has worked and possibly do less of what hasn't. And to lean in and to boldly reimagine how we might be able to do some new things together to set the tone. Not only for portland but for the country in how to really actualize a new way of doing business and doing things that are equitable and inclusive for all of us to be able to succeed in this realm. I'll cede the rest of my time. Thank you for allowing me to be here with you this morning.

Wheeler: Thank you, eric. I appreciate it. Laura, does that complete your presentation?

Palani Bearghost: Good morning. Thank you, council. Commissioner hardesty and commissioner ryan, mayor wheeler. Thank you amber with onac, prosper portland for having me here today. I'm an enrolled member of the three affiliated tribes from fort berthel, north dakota. I'm the c.e.o. And the founder of no end to designs. I'm a portland native so i wanted to create a business that didn't exist. I created a neo contemporary

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traditional indigenous design, street work clothing company. It is native designed created for all. Neo works to building our native economies by supporting our native communities, our native artisans, designers, entrepreneurs, and makers. Also working with other native non-profits and organizations to be able to build, connect and provide. Whether that is p.p.e. Gear or working together to raise funds, medical kits, food, and clean water and other things for our people to be able to not only survive but thrive. I think it is important to amplify and support indigenous small-owned businesses to preserve our integrity of our art, our culture, and our brands that we love. And that we have worked so hard to build and to grow. And also to be the hope for our future generations and to be able to be the trail blazers, to know that this is possible. I would like to thank oregon native american chamber and prosper portland for their commitment to empower their business leaders, to provide resources, to provide connections in terms of educational workshops. Also connecting us with other like-minded entrepreneurs like genu and other native american businesses because we work together to build our communities. To build our native economies. To come together collectively for a bigger person other than ourself. It's bigger than that. Also, i look forward to further working with onac and prospect portland to the near future. And i want to thank all the work that you guys are doing and like eric said, to re-emphasize we can beg to differ on different things and agree and also on some aspects of what you are doing and hope that you continue to provide resources for our small businesses. And give us the opportunity to be able to work back within our own communities collectively and for the future generations to come. So thank you for having me today. And thank you for this opportunity. I wish you guys a blessed rest of your day.

Wheeler: Thank you so much. I appreciate it.

Feist: Thank you. Finally we have rebecca smith.

Wheeler: Hi, rebecca.

Rebecca Smith: Hi. I am rebecca smith, an enrolled member of the muscogee creek nation, psu alumni of the indigenous studies program and owner of ice queen, the country's first vegan popsicle shop. I want to start by thanking everyone for joining us today as we acknowledge and uplift the native business in portland. I officially started ice queen two years ago. Since then, the business has grown from a pop-up, wholesale and finally to brick and mortar store front in such a brief amount of time. I can attribute a large portion of the ice queen success to those who have lent me a hand along the way. I have personally benefited from the inclusive business resource network supported program; such as, mercy corps, naes and ricotas. It's been through the support of the programs that has allowed me to show my true potential. I have experienced many adversities in my life.

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In finding my path forward has not always been easy. Being native has brought hardship to my life through intergenerational trauma but it has also brought me perseverance and resiliency. Through the many natively specific programs i have been able to gain some of what has been taken from me. Being surrounded by other native entrepreneurs, receiving business guidance from advisers with native-driven values has enabled me to gain business knowledge, yes. But more importantly, i have also gained a sense of who i am. While native people are not a monolith, there are some commonalities that link us together. And the biggest one i can see is the significance and reliance of our community. I have found and built relationships in the native community here in portland. I have never experienced connection like this in my life. As my family has primarily existed as urban natives. Continued support for buy native policies, investment and resources through the native-centered programs allows me and others like me to continue to feel like we have a home in portland. Thank you.

Wheeler: Thank you.

John: Amber, was that the last speaker? I wanted to check. Okay. Thank you. Just a few words before we close the presentation portion of the proclamation today. I wanted to share some updates with the councilmembers and with you, mayor wheeler, to let you know that a number of native businesses have been supported by the covid-19 relief funds that went to small business owners. Through prosper. And other native businesses also benefited from the assistance with water utilities. That the city has provided for small business owners during this time. So we are taking steps within the city to continue to support native businesses. This is another step. Mercadas this year put together a buy native guide, which is available on their website. I'll make sure that each of the councilmembers get that link to view the businesses and also to share out. I also wanted to let you know that as part of my work in the office of government relations i will be reaching out to tribes that we have interacted with in the past to ask them if they would like any of their tribally-owned businesses to be listed in this guide. So that we are including that representation as well. And then just finally i wanted to thank you all for this proclamation. To thank the business owners. Native-owned businesses are unfortunately right now few and far between. So these stellar individuals you see here are pushing back against a system that intended for us to not have the businesses in the main stream. So really honored guests. By doing this proclamation, the city of portland is expressing their support. And hopefully encouraging other native entrepreneurs out there to step up and take that risk and work with onac to start their own business. Thank you.

Wheeler: Thank you. And before i read the proclamation, thank you for that, director.

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Before i read the proclamation, i'll ask my colleagues if any of them have any remarks they would like to make before we read the proclamation. Very good. I will go ahead and read the proclamation. Commissioner ryan?

Ryan: Yes. Good morning. Thank you for that inspirational -- i'm unmuted. Thank you for the inspirational way to start the meeting. I really appreciate it. Director john, we have seen a lot of you through the month of november. I know why. I just hope that it becomes a habit throughout the year. And it's really nice to meet you, amber, and hear more about onac. The fact you brought together this panel was inspiring. So that is what made me want to say something. I appreciate this proclamation. There is so much we can do as a city to support the sovereignty and the dignity and the prosperity of the native community. And i really can't think of anything better to demonstrate that right now than focusing on native-owned businesses this week. Of course, year-round. We all know from an economic standpoint that small businesses are just really in a tender place. And we have to do all we can to take care of one another locally in general. But it's really nice to specifically call this out. Anyway, it's as you said i think, amber, this is the right way to right some historic wrongs. I appreciate all of you. I will remember this presentation and i'm grateful. Thank you.

Wheeler: Thank you, commissioner ryan. Commissioner fritz?

Fritz: Yes. Good morning. Thank you for honoring us with your presence and thank you. We recognize that we are guests on the land that your ancestors have been here for a time, since time and memorial and we are grateful that you have blessed us with your presence this morning. Thanks. It was very inspiring to hear about your businesses. Thank you.

Wheeler: Thank you, commissioner fritz. Commissioner hardesty?

Hardesty: Thank you, mayor. Thank you, director john. As always, you bring the most inspirational presentations to the city council. I am so thrilled, i want some ice cream bad now, by the way, rebecca. I want you to know that. But i was so thrilled to hear about both the artistic activities of businesses. I was really excited to hear about the 40 doctors in training. I don't think we know enough about how we can be supportive. What we know is that healthcare is another one of those industries that the outcomes for black, indigenous and other people of color are pretty outrageous. So, the more of us we can have becoming doctors and nurses and be part of the healthcare system the better outcomes will be. You have actually inspired me this morning. So i appreciate each and every one of you for being here and choosing portland as your home. You can live anywhere on the planet and you chose to be here. Thank you so much. Yeah. I'll leave it there. Thank you.

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Wheeler: Thank you, commissioner hardesty. Then with that, i will read the proclamation. Whereas the city of portland recognizes that the indigenous people of the lands that would later become known as the americas have occupied these lands since time in memorial. Portland in the surrounding regions have dynamic small business communities that contribute to vitality and the economic prosperity of the pacific northwest. Whereas, now more than ever, it's vital to support local businesses. And to shop safely during the covid-19 pandemic. And whereas, native american-owned businesses help preserve the uniqueness of communities and give a sense of place. And whereas, native american-owned businesses give back to the community in a multitude of different ways. Including goods, services, time, and talent. Whereas, the city of portland affirms the importance of economic sovereignty by sending at local native-american owned businesses. Whereas, the city of portland in partnership with prosper portland and the oregon native american chamber is proud to support and celebrate buy native week to support a vibrant private sector utilizing the multiplier effect created by shopping at local native american businesses. Which helps build cultural, social and economic opportunity and prosperity for local organizations and tribal citizens. Now therefore, i ted wheeler, mayor of the city of portland, oregon, city of roses, do hereby proclaim the week of november 30, 2020, to be buy native week in portland and encourage all residents to observe this day. Thank you all so much for your presentation today. We appreciate it. We wish you the very best. Thank you.

Wheeler: We have our next time certain at 10: 15. We'll take a two-minute recess and then we'll be back in business at 10: 15.

Wheeler: We are back in action. Next item 921, time certain at 10: 15.

Item 921.

Clerk: Amend the portland parks and recreation board to clarify purpose, definitions, membership and update administrative functions.

Wheeler: Commissioner fritz?

Fritz: Thank you, mayor. In october of 2001, council passed an ordinance establishing the portland parks and recreation board. And created city code chapter 3.27. I believe this is under commissioner jim. It was updated once in june 2011 and under commissioner fish. This is an advisory body pinte by the mayor to advise the portland parks and recreation and the council on the regional park. Here to present the director, the parks director adena long.

Adena Long: Good morning, mayor wheeler and the commissioners fritz, rinehart and hardesty. I'm adena long -- fritz, ryan and hardesty. I'm parks director adena long. It was

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created by council and city code chapter 3.27 established. We bring changes proposed by the board. Passage of 37328 in november of 2017, the office of community and the civic life created a by law template for city advisory bodies to utilize. With recommendation and city attorney guidance the board worked to uplate the bylaws to bring them in alignment with the template. Clarify the purpose, definitions and the membership. And update administrative functions. Because the board code contains details regarding how the board is conduct the work there are proposed modification to the code which requires your consideration and approval. Joining us today is our board chair and the vice chair bonnie, paul will now share some more about the boards updates to city code 3.27. Paul?

Paul Grimace: Thank you. Good morning, mayor wheeler and commissioners. I'm the chair, and bonnie is with us as well. We want to hate the eight changes to the chapter for your consideration today. That begins with the section 10, which is the purpose. There has been a clause added that this purpose for the board includes others strategic initiatives adopted by city council. And the key lens that we are using of the diversity, equity and inclusion at the forefront of all the discussions about the parks and recreation services for the city of portland. Go to section 20, definitions. We have added "b," board year define now to be consistent with the fiscal year for the city of portland. Also, in this section of definitions we have added item "g," which is clarification that the parks 2020 vision means parks 2020 vision adopted on the 10th of october, 2001. Then in terms of section 30, regarding voting and language, we have edited part "a." use numerical figures rather than terms for the board members. We have also added the language clarifying the consecutive number of the years that a person can serve, not to exceed six years of total con sec tiff service, provide a member appointed initially to a term of less than three years may there after be reappointed to the go consecutive three-year terms and completion of unexpired term shall not reapply for the six-year cumulative limitation. Then we added another piece regarding the template. The board changed eligibility for the repintment of the members who completed two consecutive terms from after one year to after three years. We have made it clear in terms of exofficio members of the board we have no explicit limit that now it is clarified that there will be no more than four exofficio members of the parks board. Lastly, we have changed the terms for the chair and other officers to be two-year terms. So those are the changes for your consideration today. We are happy to address your questions if you have any. Thank you for your time and consideration.

Wheeler: Very good. Thank you. Colleagues, any questions at this point? Very good. Commissioner hardesty had a question. Commissioner hardesty?

Hardesty: Thank you, mayor. Thank you, paul. I appreciate your presentation. Director

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long, i guess this question is more to you. What is the overlap between the parks budget advisory committee and the parks foundation board?

Long: Thank you for that. Actually the parks foundation board is different than the portland parks board. So there is three different entities. No, you are good. But i think i knew what your question really was. There is currently six parks board members that serve on the budget advisory committee. The rest of the members that make up the budget advisory committee are labor and the other community members.

Hardesty: Thank you for the clarification. I think last time we had a budget presentation it was unclear to me what the overlap would be. And do all the park boards have overlap to the budget advisory committee? Like the foundation. Are they represented as well?

Long: Yes. The executive director of the portland park foundation also serves on the budget advisory committee as well as the parks board. And we also have a parks board member who serves on the parks foundation board. So there is a little bit of overlap. Just so that we can continue to coordinate our work together.

Hardesty: Thank you.

Wheeler: Very good. Colleagues, any further questions? Keelan, any public testimony on this item?

Clerk: No one signed up for this item.

Wheeler: Very good. This is a first reading of a nonemergency ordinance. It moves to second reading.

Fritz: Mayor? Excuse me?

Wheeler: Commissioner fritz, go ahead.

Fritz: While you are here i wanted to thank paul and bonnie for your service on the parks board. Over the six years since i have been the parks commissioner i really appreciated the input of the board. You have worked really hard to have equity be the foundation of the work that you do. And recruit the members that represent the full range of portlanders. So i know you spend a lot of time and effort and i want to thank you while you are here. Thank you for the changes. They do make a difference, as you know.

Grimace: You're welcome.

Wheeler: Very good. Thank you, commissioner fritz. Thank you all. This is the first reading of a nonemergency ordinance and it moves to second reading which gets us to time certain item, item number 922.

Item 922.

Clerk: Authorize an exemption to the competitive bidding process pursuant to oregon revised statute chapter 279c and city code chapter 5.34 for construction of certain right-of-

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way surface stormwater facilities funded by % for green.

Wheeler: Commissioner fritz?

Hardesty: Excuse me, mayor. We are a minute early.

Wheeler: I'm sorry.

Fritz: We're one minute early according to my clock.

Wheeler: All right. Tell us a one-minute joke.

Hardesty: I'm not the one.

Wheeler: Me without my ukulele. [laughter]

Wheeler: How is the weather outside there, commissioner hardesty?

Hardesty: I have sun at the moment.

Wheeler: It's 10: 25. Thanks. [laughter]

Hardesty: You'll pay for that, mayor.

Wheeler: No doubt. In spades. Commissioner fritz, you are muted.

Fritz: Yeah, i know. Despite your stalling for a minute, i still can't find my talking points so i'll send it over.

Wheeler: No worries. No worries. Did you say you are just turning it over, commissioner fritz?

Fritz: I did. Yeah. I'm sure i have lovely speech that is all prepared for me but in the moment i can't find it. Sorry.

Wheeler: If anybody is watching this today, we did not rehearse this. I want everybody to know this is completely spontaneous. Take it away.

Ivy Dunlap: So, i will say first that i'm going to be speaking about two ordinances today. I'm not very good with the numbers.

Wheeler: Ivy, can you introduce yourself for the record?

Dunlap: Yeah. I'm ivy dunlap. I work at b.e.s. I have with me today adrian iona from b.e.s.

Hardesty: Ivy, that is the bureau of environmental services. Is that correct?

Dunlap: That is correct.

Hardesty: Thank you. Just checking. I'm sure some of the public might wonder what we are talking about.

Dunlap: Thank you. I'm a landscape architect by training. I also manage the % for green program we are here to talk about here today. And adrian iona is my manager. And we both work on the codes rules and manuals team. At environmental services. And i will be talking about two ordinances today. One is a renewal of, which is the one that was read by the, the one that was just read. One is to renew and extend the current exemption from competitive bidding. And the second one is to create a new funding mechanism within the

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existing program that will allow the program to fund projects on private property. So, that is a little introduction. Now i'll go back kind of do to the beginning of -- kind of to the beginning of the program. I will share my screen. Does that work or is it showing a double screen thing?

Wheeler: No. It works just fine.

Dunlap: Okay. We're here from the bureau of environmental services and i am here to talk about two different ordinances today. To support the ongoing work of the % for green program. One ordinance renews the exemption from competitive bidding that we currently work under for the program. And the second ordinance allows the program to enter into grant agreements, opening up the funding opportunities for the private property. Before i go in to the detail about the two ordinances, i'm going to give you a little bit of context about the program. I think it will help to understand how we got here with the two ordinances. So, % for green is a stormwater grant program supporting b.e.s.'s mission to manage the portland stormwater infrastructure and to protect public health and the health of the environment. B.e.s. Or environmental services, is interested in managing the storm water for a variety of reasons depending on the stormwater system. And the location. Green streets and other natural storm water solutions can help meet these goals. So green streets are vegetative stormwater facilities in the right-of-way. I know kind of a lot of wonky stormwater talk. So, in the combined system, the pink area on the map, the goal is to keep the stormwater out of the pipes and to protect capacity to prevent combined sewer overflows and basement sewer backups. The separated stormwater system, the green areas on the map, the goal is to prevent flooding and to improve water quality of storm water before it's discharged to streams and rivers. The underground injust control area, u.a.c. Or the sump areas, the water infiltrates to the ground recharging the ground water. These area, orange area protecting the ground water is the goal. I will talk later about the orange, the orange areas and i'll show this map again. Just f.y.i. The stormwater water management requires the requirement of each of the system and you might remember hearing about this a few weeks ago with the 1738 code update. Adrian presented on that. So, the % for green program acts as a grant program that provides funds to green streets, and other vegetated or natural stormwater management projects in the right-of-way not otherwise required as a condition of development. These are all optional projects. The program funds community and city initiated projects through an application and review process. The program has two revenue sources. One are in lieu fees collected when development can't meet stormwater management requirements. The other is 1% of the construction cost of capital improvement projects in the right-of-way that don't manage

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stormwater. So, an example of where the money comes from are pipe trenching projects and the grind and overlay paving projects for that 1% that is collected. The typical income to the program is between \$300,000 and \$500,000 a year. And over the life of the program, over \$6 million have been incurred to projects. So since 2008, when the program started operating, about 50 projects have been funded. The annual cumulative benefit of the program includes removing 4.7 million gallons of stormwater from the combined system annually and treating over 9 million gallons of water before just discharging to streams and rivers. Cumulatively, the project manages about 15 acres of impervious area. There are basic program requirements to qualify for funding. The program has additional criteria used to leverage the funding to achieve multiple benefits. These include projects that are community initiated. That have design or policy innovation. That include education component or are highly visible. That leverage resources, time, material and money. That include the job training opportunities or the contracting. The projects selected don't necessarily have all the additional criteria but they have some of them in each project. So, i'm going to talk about the ordinances now specifically. The first proposed ordinance renews an exemption from competitive bidding to continue to fund voluntary and community initiated projects in the right-of-way. This renews the exemption for five more years.

Hardesty: Excuse me, ivy.

Dunlap: Yes.

Hardesty: Before you go further, would you go back to the last slide, please.

Dunlap: Yes.

Hardesty: So, your request today is exempt this % for green from the competitive bidding process. And i see that diversity and contracting is optional.

Dunlap: Mm-hmm.

Hardesty: Would you talk about why that is optional rather than in a required component?

Dunlap: Yes. I have a slide specifically on that. I think it's in three slides. Do you mind if i wait?

Hardesty: I don't mind. If you are going to answer it, i will be fine.

Dunlap: If you have more questions i'm happy to get back to that, for sure.

Hardesty: Thank you, ivy.

Dunlap: Sure. This renews the exemption for five more years. And two previous ordinances basically this exact same ordinance have been used over the last ten years to operate this part of the program. So, just a little bit about this exemption, i'm not a contracting expert but because these projects result in a city asset, an asset in the right-of-

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way, they require a construction contract. Because the projects are voluntary, site-specific, and are often connected to an existing development proposal, they don't lend themselves to a typical procurement process. Which I think will become more apparent when I talk about them more. And it's also explained in more detail in exhibit "a," which is attached to the ordinance. These are the findings on the exemption from competitive bidding. The technical part that goes with asking for this exemption. So, 17 out of 50 of the % for green projects have used this exemption for competitive bidding. There are three typical situations for using this contracting method. So it doesn't, it's not the whole program but a select set of the projects use this mechanism. It's used for projects initiated by the community partners. For example, the program funded the stormwater facilities impervious paving for the entrance road to Calley Park. This was a partnership with Veriday. Other community partners have been Green Lands, June Key Delta Community Center and the Swan Island T.M.A., Transit Management Association. Swan Island Transit Management Association. It's also used for projects initiated by neighbors and executed through neighborhood coalition offices. For example, a pedestrian connection from the Savin neighborhood to Irving Park that helped prevent street flooding along Northeast Free Mont. You can see a picture of the project in the bottom right hand corner. The third common partnership is when an affordable housing development is not required to manage storm water from the right-of-way but b.e.s. Has a system need at that location. The stormwater facility is added to an existing project. The slide on the top right-hand corner shows the partnership with transition projects at the new low income single adult housing project. I say I.I.S.A. I don't know if that is technically what other people say. This project on North Argyle. So you might have heard about it recently. And Reach is another project that we have done this sort of optional stormwater improvements to the right-of-way. Okay. So, I am going to -- let's see here. So, currently applicants are encouraged but not required to use DMDS contractors. In some cases the exemption from the competitive bidding allowed the greater flexibility to use DMWES contractors because the project isn't required to choose the lowest bid. For example, the park entrance road I just mentioned chose to contract with contractors in the neighborhood that would support the immediate community. And BiPoc contractors. Of the 17 projects that have used the exemption from competitive bidding, two projects, the Calley Park entrance and the June Key Delta Center had 100% DMWES participation for the full projects. Nine had partial participation. They had existing construction contractors identified by a low-bid or some other sort of contractor requirement for the project. And didn't have the flexibility to change contractor for this small portion of the overall project. So for example on the housing project, % for Green Mate Fund

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\$100,000 and green streets in addition to the multimillion dollar housing project. So the participation for project is 20%. For the overall, for the overall project. Six projects didn't have any dmwb participation and two were only for the material and the volunteer labor. We are excited about the opportunity to add more contracting requirements for program. With the proposed changes. There is a balance. The exemption from competitive bidding does allow more flexibility for the applicants to use that criteria. To a higher standard. However, for these add-on projects for the housing add-on projects, if we had if we had 100% d/m/w/ esb we would lose the contract because we don't have enough to require that. Do you want to ask questions now or come back to it, commissioner hardesty?

Wheeler: Commissioner hardesty has her hand raised. Go ahead.

Hardesty: Thank you. Do you have the breakdown? I know juneteenth and i know verde. I know what the ethnic breakdown is for those two. But the 20% you talk about what was the breakdown for that?

Dunlap: You know, i don't have the breakdown --

Hardesty: The demographic? It's important when you come to city council to bring that, i will ask that at every presentation.

Dunlap: I know. I have it as the template. However, some of the projects are over ten years old and i don't have that kind of breakdown for them. Because at the time ten years ago when the program started, i didn't have that specific criteria to supply it in that way. So what i have are the reporting they were required to do for their contracting through the housing bureau.

Hardesty: Thank you. So if you're exempt from the competitive bid process, how are you going to increase opportunity for women and minority owned construction firms over this five years? What is the plan?

Dunlap: Okay. So, the plan is to work really closely with figuring out the criteria with, working with the community organizations that we are going to partner with for figuring out this balance between requiring the d/m/w/esb and how to leverage projects and make sure they are implementable. I would also say we have worked -- i have talked with portland community energy fund. , pcef, and discussed with them and gleaned through the meeting notes the ways they are working to promote d/m/w/esb. So we will be using some of their approaches as a model. And i would like to figure out a way with our contracts to write it in as a requirement. This exemption and also the grant contracts that i will talk about next do have more flexibility than a typical, than a typical low-bid project.

Hardesty: Let me just say that i am reluctant to support an exemption from competitive bid without a clear plan on how we are going to increase the number of women and people of

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color contractors. I think since this program started, the city has been really clear about really prioritizing bipoc opportunities. As you heard earlier with the native american business week. So i'm very reluctant to support any exemption, especially a five-year exemption where there is not a plan to be intentional of how we get to better numbers for women contractors and minority-owned contractors. So thank you.

Dunlap: Sure. Okay. So, let's see. Oh, i also wanted to mention that on the last slide that 33 other projects have also been funded through this program. Not using the exemption from competitive bidding. 15 of these small projects were constructed by pbot maintenance operations. Maintenance operations isn't a partner anymore for the building these projects because they are so busy with doing corner ramp replacements. Another 18 of the projects had mixed funding sources and were bid and constructed with other improvements. Such as, along with an l.i.d. Improvement, or another capital project. And in those cases, in these other 33 cases, there is usually an m.o.u. With pbot or if b.e.s. Is doing the bidding as part of another project there is internal accounting for the expenses. So, i'm going to move on now to the second ordinance. The second ordinance allows the program to enter into grant agreements. Opening up funding opportunities for private property. So, over the last 12 years since the program started, there have been policy changes that have ended up limiting opportunities to use the funding in the right-of-way. The result is there is not any opportunities in the u.i.c., or the orange area of the map and limited opportunities in the pink and green areas. Given the shift of bureau's policies and priorities, we have looked at the program and been studying it and really think it's time to adapt and evolve the type of projects that the program funds. So this legislation, the grant agreement approach, will adding that funding mechanism to the program will help us better respond to community priorities and to increase our priorities for using the % for green funds throughout portland. Adding a new delivery mechanism to fund projects on private property directly allows % for green to expand the geography to outer east and north portland. I have the orange overlay on this slide. These are the dots represent past projects. In the past, due to the changing policies over the years, we were able to fund some projects in outer east portland. But with our new system needs and policies that isn't an option any longer. So, with the change, % for green will be able to expand program outreach and codevelop projects with new community partners. One because we won't have a geographic limitation. But also because projects on private property lend themselves to involving volunteers, where right-of-way projects don't due to the nature of the work of working in the right-of-way. With this change, we will be able to fund projects that are a priority for bipoc communities. The change will also increase opportunities to spend money from primarily green streets to the

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new projects like storm water retrofit at schools or retrofitting parking lot in outer east portland. Because the projects are not alwayswise required by state, or other regulations they are strictly voluntary and it's unlikely they would -- unlikely they would happen without a public-private partnership. This will continue to allow % for green to capture benefits not otherwise requirements in the right-of-way and leverage opportunities to add on to the existing projects and enjoy the multiple benefits of the projects. These green projects in the right-of-way. The new funding mechanism for private property will open up the program opportunities citywide and be able to support more community initiated projects. So with that, i think i will stop sharing my screen. I can always go back if i need to. And i am happy to take any additional questions.

Wheeler: Before we call for additional questions there, ivy, there is an oversight here. Could we also read 923 that goes with it.

Clerk: Authorize intergovernmental agreement and grant agreements in support for % for green program for five years beginning fy2020-21 not to exceed \$3 million.

Wheeler: Thank you. That is the companion to this. Any questions? Commissioner hardesty, you have your hand raised.

Hardesty: Thank you, ivy. On your next to last slide you had a bullet point about the opportunity to spend more money. Or to spend money. I just think as a public document, it might be a better way to phrase that statement when you explained it, it made sense to me. But when i saw the slide, i could just imagine member of the public that didn't have the benefit of the fabulous presentation looking at that and just affirming for them see, we just want to spend money. Right? So maybe there is a better way to word that. So that the permanent record reflects what we want to do as compared to the statement. It stuck out for me.

Dunlap: Yeah. That is a very good point. Do you want me to expand on it a little bit right now?

Hardesty: No, no. Your explanation was very good. But i just know at some point this goes in to a file somewhere. And somebody will pull it up one day and say oh, well, the goal was really just to spend more money. I don't think that is the goal at all.

Dunlap: Right, right. Thank you. Thank you, that is a great point.

Wheeler: Very good. Any further questions? Commissioner fritz?

Fritz: Yes. That is on me. We did practice this and i didn't notice that. So thank you, commissioner hardesty, for bringing that to our attention.

Wheeler: Very good. Keelan, any public testimony on 922 or 923?

Clerk: Yes. We had one person sign up. Ted labbe.

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Wheeler: Great. Go ahead, ted.

Ted Labbe: Good morning, mayor wheeler, commissioners eudaly, fritz, hardesty and ryan. Thanks for the opportunity to provide comments. I am here today on behalf of dpave and the urban green spaces institute. I'm also departing member of the portland utility board but today i'm here representing myself. Urban green space institute advocates for the policy and investment in green spaces across the region. Dpave builds green spaces through community driven projects and both work to reclaim urban spaces to nature to address the climate crisis, redress social and environmental injustices and create healthy connected and resilient communities. Renewing and expanding the eligibility for the % for green funds will support important partners like dpave working closely with the city and the community. We support the proposed reform to enable grand funds to support projects on private property and expand program reach to east and north portland that were previously ineligible. This change will enable the groups like dpave to spearhead larger projects that take more time and coordination with the city. And stakeholders. And it will address inequities and access to % for green monies. I want to point out that these proposed changes are also consistent with the city's 2019 climate emergency declaration. Which envisions a city wide infrastructure strategy. With the goals of achieving the healthy connected city for all. Maximizing the benefits of green infrastructure investments, building connect and enhance the green infrastructure networks and linking in with the business and the non-profit action. We have been as an advocate, we have been pushing for ten years for this. It's nice to finally see it make it to the climate emergency declaration last year. We are excited and eager to dig in to the work with you. And look forward to working closely with the four bureaus b.e.s., parks and pbot on it. I just have one more quick thing to say. I provided a letter and i don't know if it has made it to your desks yet. It goes a little more detail about how we do our work and why this change that ivy is proposing, the b.e.s. Is posing makes so much sense -- is proposing makes so much sense. The community partnership looked at from a narrow cost-benefit perspective enable partners like dpave to do more with the limited dollars and leverage to resources. The comparison i offer is over the last 12 years b.e.s. Has done 50 projects. And annually manages about 14.5 million gallons of stormwater off the projects. To the tune of \$4.7 million. Meanwhile, dpave over the same period, 2008-2020 has done about 68 projects. Most of them in portland. We manage 19.5 million gallons of stormwater per year. And we have built those projects to the tune of \$2.8 million.

Clerk: Three minutes. P.u.c. We are effectively getting one-third greater environmental benefit at 40% of the cost of the b.e.s. % for green program. I think that is a pretty

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remarkable record. I know i'm out of time but i want to blow my own horn and say we look forward to working on 1% for green the next year in partnership with the city and we support the reforms before you today. Thank you.

Wheeler: Thank you. All right. Any further comments or questions before we move these to second reading? Very good. Great presentation. Thank you, everybody. Thank you, commissioner fritz. Item 922 is nonemergency ordinance first reading moving to second reading. And 923 is also first reading and nonemergency ordinance. It also moves to second reading. Thanks, everybody. We'll now move to the regular agenda. First item is item 932.

Clerk: Proclaim results of the municipal nonpartisan general election on measure 26-213: Restore recreation programs, parks, nature, water through five-year levy.

Wheeler: Colleagues, this proclamation enacts and puts in to effect voter approved measure 26-213 for the portland parks and recreation. This is the levy. Commissioner fritz is the commissioner in charge. Would you like to make a few remarks before i read the proclamation?

Fritz: Yes, thank you, mayor. I'm really grateful to the voters of portland for approving this levy. It is going to make a huge difference to our park system. I'm also very grateful to mayor wheeler for his leadership of the bureau and to commissioner fish for putting the issue front and center and getting this to the voters. So, just thanks to everyone all around. I'm very grateful.

Wheeler: Thank you, commissioner fritz. Anybody else want to chime in before i read the proclamation? Very good. Whereas municipal nonpartisan general election held on november 3, 2020, measure proposed to voters by city council referral with the ballot title caption "restore recreation programs, parks, nature, water through five-year levy." and such measure was designated on the ballot 26-213. According to the official canvass, 235,715 votes were cast in favor of the said measure. 132,958 were cast against said measure. Now therefore, it's hereby proclaimed by the undersigned mayor of the city of portland, that the measure with the ballot title caption "restore recreation programs, parks, nature, water through five-year levy" has been enacted and is in effect. Dated portland, oregon, the 2nd day of december 2020. Ted wheeler, mayor, city of portland. Thank you. Next item is 933.

Clerk: Proclaim results of the municipal nonpartisan general election on measure 26-217: Amends charter: Authorizes new, independent, community police oversight board.

Wheeler: Thissen acts and puts in effect voter approved measure 26-217 to authorize new independent community police overnight board. Commissioner hardesty, would you

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like to make any remarks on this?

Hardesty: Yes, mayor. First i want to say thank you to the portland city council. All members who supported sending this to the voters. And i also want to give a real appreciation to the over 80% of the voters who thought this measure was the right measure at the right time. Thank you, all. I look forward to us continuing to work to put this commission in place as per the voters' wishes. Thank you, mayor.

Wheeler: Thank you, commissioner hardesty. Anybody else want to chime in? Very good. Whereas, the municipal nonpartisan general election held on november 3, 2020, measure proposed to voters by city council referral with the ballot title caption "amends charter: Authorizes new, independent community police oversight board" and such measure was designated as measure 26-217, according to the official canvass 301,527 votes cast in favor of said measure. 68,088 votes were cast against said measure. Now therefore it's hereby proclaimed by the undersigned mayor of the city of portland that the measure with the ballot title caption "amends charter: Authorizes new, independent community police oversight board" has been enacted and is in effect. Dated portland, oregon, the 2nd day of december 2020. Ted wheeler, mayor of portland. Thank you, everybody for that. Next up is 934.

Clerk: Authorize city attorney to appeal final judgment in penoyer law office llc and michael wise & associates versus the state of oregon exrel department of transportation and the city of portland, multnomah county, circuit court case no. 18cv52454.

Wheeler: Colleagues, the purpose of this resolution is to authorize the city attorney to appeal an adverse judgment in this case. The case is somewhat complicated. It concerns an attorney lien dispute that ended up involving the city as well as the state. Plaintiffs dave penoyer and michael wise are two attorneys who represented a couple. Colen christopher who were involved in an auto accident at an intersection maintained by the city and the state. On appeal, mr. Christopher and ms. Ferstinau represented from the attorneys. While the case was on appeal the city and the state settled the case with the couple at appellate mediation. The following that mediation, mr. Penoyer and mr. Wise asserted that mr. Christopher and ms. Firstenau never terminated their representation agreement and that they concealed the settlement from them. They asserted an attorney lien on plaintiff settlement funds and demanded 40% of them from schabee who refused to pay. Mr. Penoyer and mr. Wise brought a lawsuit against the city and the state. The city and the state tendered the defense of the case to schabee. Unfortunately, the court ultimately ruled against the city and the state. And she would that mr. Penoyer and mr. Wise could recoup their attorney lien from the city and the state. Mr. Penoyer and mr. Wise brought an

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attorney fee petition currently under consideration by the court. The city and the state have both decided independently to appeal the case with the respective in-house attorneys offices. The city attorney wishes to challenge the court's ruling on the may 13, 2020 motion, on the ground that the court's decision misapplied the relevant attorney lien statutes. There are two reasons why the city attorney's office wishes to appeal the court's decision in this case. First, the court's decision may complicate future settlements by the city. Second, the appeal would preserve the city's right to challenge the court decision underlying that fee award. There you have it. I don't know if we have somebody from the attorney's office on board who would like to provide additional insights.

Dan Simon: Good morning, mayor wheeler and city commissioners. I'm dan simon from the city attorney's office here to provide any more information that the council may request and answer nequestions regarding this case. As mayor wheeler just read, this is a pretty complicated case. It has a history going back to an auto accident case. The accident occurred in 2016. The city settled the case in 2018. We then received a demand from the attorneys who previously represented the settling couple in that case. And the dispute has been through litigation and the litigation itself was delayed several times due to covid-19 and other factors. Ultimately what we brought today is request to authorize the appeal of the case. It's a case that turns on seldom seen statute in oregon. We respectfully disagreed with the court's ultimate opinion in this case. We were represented previously by outside counsel who had been hired at schabee's expense to take the case and we have decided since to take it in-house. We wish to challenge the judge's ruling on statute that says if the attorneys couldn't get their lien recouped from the other attorneys representing the former couple they could then turn around and sue the other settling parties; namely, the city and state.

Wheeler: All right. Good. Any questions? Any public testimony? This is a resolution.

Clerk: No one signed up for this item.

Wheeler: Very good. Call the roll.

Clerk: Fritz?

Fritz: [no audio]

Wheeler: You're muted.

Fritz: Aye.

Clerk: Ryan?

Ryan: Aye.

Clerk: Hardesty?

Hardesty: Good job, mayor. You made a complicated presentation and made it sound not

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as complicated as it is. I vote aye.

Clerk: Wheeler?

Wheeler: Good writers make me look good. Aye. The resolution is adopted. Thank you to everybody on the legal team for your hard work on this. Next item, 935, please.

Clerk: Authorize contract with siemens industry, inc., for the columbia boulevard wastewater treatment plant main substation equipment for \$4,030,091.

Item 935.

Wheeler: This is for the purchase of the new electrical substation at the columbia boulevard wastewater treatment plant. I can see we have scott schneider here from the procurement services office to present the report. Good morning.

Scott Schneider: Good morning. Scott schneider from procurement services. This item contains a chief procurement officer report recommending the award of a contract to siemens industry inc., for electrical substation equipment. On march 5 of this year, procurement services advertised imitation number 1347. For the substation equipment. April 14, two bids were received. May 5, the city issued notice of intent to award the contract to siemens industry, inc., no protests were received. Siemens has a current city of portland business tax account and is in compliance with the city's contracting requirements. There are no subcontractors on this contract. And the bureau confidence level in this procurement is high. If the council has any questions regarding the solicitation process i'm happy to answer those. We also have representatives from the bureau of environmental services in council today to address any project-related questions.

Wheeler: Thank you, scott. Any questions of scott? If not i'll entertain a motion. This is a report.

Hardesty: Move to accept the report.

Wheeler: We'll let --

Fritz: Second.

Wheeler: Commissioner hardesty has moved. Commissioner fritz seconded. Any further discussion? Seeing none, please call the roll, keelan.

Clerk: Fritz?

Fritz: Aye.

Clerk: Ryan?

Ryan: Aye.

Clerk: Hardesty?

Hardesty: Aye.

Clerk: Wheeler?

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Wheeler: Aye. Report approved. 936, please.

Item 936.

Clerk: Authorize water revenue bonds to finance water system capital improvements in amount not to exceed \$142 million and refund water revenue bonds.

Wheeler: This authorizes the issuance of bonds. Secured by the net revenue of the city water system that is sufficient to provide the net proceeds of up to \$142 million. To finance additions and improvements to the water system. And in amounts that are reasonably required to finance bond reserve and issuance costs. The system improvement to be financed and the new money bonds have equipment, capital equipment to supply pumping distribution, regulatory compliance, customer service and support. Matt is here to present and any questions you may have. Hi, matt.

Matt Gierach: Good morning. I'm matt gerock, i'm also joined by elliott misac from the portland water bureau. This authorizes the city to issue up to \$142 million of the revenue city revenue bonds to finance various projects under the portland water bureau capital improvement plan. Borrowing authorizations to cover two years of the capital expenditures funded by the publicly sold water revenue bond. Totaling borrowing authorization the bureau anticipates issuing approximately \$25 million of the revenue bonds this fiscal year. And cover certain capital adventures for the next five months. While given recently uncertainty around access in the municipal bond market in the covid-19, the division will assess the park for the opportune conditions to issue larger amount in order to lock in advantageous long-term interest rates. Based on the conditions the estimating borrowing rate 3% for the 25-year borrowing. This will vary depending on the market events that occur between now and the bond salethx date. This has revenue funding bond to attain the debt service savings. The city 2011 series "a" bonds are outstanding in the amount of \$63 million. Rear above market interest rate of 6.49%. And may be refinanced without a prepayment penalty in the early 2021 this will result in the debt savings service of \$840,000 per year through the bonds final maturity and fiscal year 2036. This is equivalent of \$34 million of the present value savings. Over the next few months the city debt management provision and the portland water bureau will jointly prepare a documentation for the bond sale expected to occur in late winter and early spring of 2021. That includes overview and we're happy to answer questions on the financing.

Wheeler: Any questions? Commissioner hardesty, did you have a question?

Hardesty: Yes, i do, mayor. Thank you. You saw me trying to find my buttons.

Wheeler: Very good.

Hardesty: My question has to do with as there is a big difference between going out for

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\$20 million in bonds and \$142 million in bonds. Right? How are you going to make the decision that and when is the decision going to be made to determine what the size of the bond would be that you go out for?

Gierach: Good question. So, typically we will size bond issues based on how quickly we will spend down the proceeds to fund projects. So, there is different ways that you can do that. You can look at it by doing an annual issuance or what is more conventional is issue for two years of the capital expenditures. This will cover the \$25 million just for the 12 months. But given the way that the market is now, you look at whether or not it would be better off to take additional risk of waiting to borrow the incremental amount or the second half of the 24-month period. So, we would evaluate probably six weeks or so before the bond sale. When we approach rating agencies to inform them of the structure of the bond issue.

Hardesty: When do you expect to know if we received the federal loan that we applied for?

Gierach: We are still waiting for that. It could be later this year or early next calendar year.

Hardesty: How would it impact what you do as far as going out for bond?

Gierach: Well, based on the -- well, there is multiple projects that will be funded by both the bonds that we are discussing today, versus the loan that you are asking about. So depending on the spend-down of each of those projects, that would influence what we actually do. So if there are -- Elliott, feel free to chime in, too. If I'm saying something incorrect here. But essentially, yeah, just based on what the actual project is. So like the loan is purely for water treatment. The bonds we are discussing today is going to be for like the other projects in the water bureau. Because it's the loan legally restricted to that specific project essentially. So, I think we just are, we have to look at the different options as we get closer to when we need to start spending the money to get the projects completed.

Hardesty: So I guess prior to purchase of the bonds there will be another city council presentation about what you decided, which direction you are going and what you have learned from the loan that we are still waiting to find out if that is available? Or are you asking us to just give you permission to go out for \$142 million and whatever happens happens?

Gierach: Yeah. I'd like to get the authorization for the \$142 million. That is separate than the loan. For that specific project. So under the structure of that loan, that loan can only cover up to 50% of the water treatment project. The other 50% needs to be covered by conventional water revenue bonds that are publicly sold by the city traditional use for cash.

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So, there is an advantage to issuing bonds to cover portion of the total project cost because the city has to ultimately pay a portion of the cost beyond the loan that we are discussing.

Hardesty: I appreciate that, matt. Now my understanding is that we could be, our estimates could be up to 30% wrong. Right? It could be 30% higher. I don't think there is any chance of it being lower. So, if we end up finding out as we move forward that it actually is going to cost us 30% more than we thought it was going to cost, where is the trigger that requires you to come back to the city council for a conversation?

Gierach: I think that would come through and just in the budget process and the budget formation process for next fiscal year. So i believe that there would be an update on that before moving forward.

Hardesty: I hope if the cost is going to increase more than 20% that we don't wait until a budget process to feigned out that is so. So, i just want, i just want to draw a line that says i think 20% is reasonable. 21% isn't. So i just want to make sure that we have an opportunity to weigh in. If, in fact, the cost exceeds 20% over what the estimate already is. And as early in the process as possible. Thank you.

Gierach: Yeah. Absolutely.

Wheeler: Commissioner ryan?

Ryan: Yeah. Thank you, mayor. Thank you, commissioner hardesty for asking additional questions about the finance. I realize, matt, this is a financial presentation. But if i was tuning in i would want to know the question would be what are we doing with it? What are the capital improvements? Elliott, it might be you. That is why you are here, perhaps. Could you give us a thumbnail sketch of what the capital improvements are?

Gierach: Absolutely. So, mayor, commissioners, thank you very much for having us today. And the very relevant questions. So three largest projects associated with this up to \$142 million of the bond proceeds are completion of the washington park reservoir. So if you have had a chance to walk up to the park, it's a once in a lifetime opportunity to see that tank coming together. I would highly recommend looking down at it. It's a pretty incredible engineering feat. The other non-filtration related project would be the willamette river pipe crossing. And then as matt spoke to, there is 51% of the filtration projects that cannot be paid for with that federal loan, should we close. So that makes up the remainder of most of the balance. There is also ongoing system improvements, pipe replacement that this would address as well. If you are trying to get it the quick talking points those are the three primary projects.

Ryan: That is what i needed, elliott. Thank you so much. And more importantly what the

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voters and the residents might want to hear. Thank you.

Gierach: Absolutely. You're welcome.

Wheeler: Very good. Colleagues, any further questions? Keelan, any testimony on this item? Keelan, you are muted.

Clerk: Oh, i'm sorry, mayor. What was that?

Wheeler: Is there any further testimony on this item, 936?

Clerk: No. No one signed up. Thank you.

Wheeler: All right. Good. This is a first reading of a nonemergency ordinance and it moves to second reading. Next item is item 937.

Item 937.

Clerk: Accept an engineering report on a major encroachment into the public right-of-way for the terwilliger plaza skybridge.

Wheeler: Colleagues, commissioner eudaly is out this morning so i'm going to read the opening. Pbot is here today to present the engineer's report. For the terwilliger plaza skybridge for council approval. The rule trn-8.08 requires city council to review and approve major encroachment permits in the city of portland. The terwilliger plaza skybridge will stand southwest 6th avenue from existing facilities at the terwilliger plaza retirement community to yet to be constructed facility across the street. The skybridge will allow elderly or mobility-compromised residents to safely access services in units across the entire campus. We have pbot senior city planner bob haley with us today for a presentation and can answer any questions that the council may have. Hi, bob.

Bob Haley: Hey. Good morning, mayor, and commissioners. Thank you for taking the time to have this project come before you. Tim, the senior design planner with the bureau development services the lead presenter today. Since he has already done it for the design commission. The way the major encroachment work for skybridges they are not a land use review. They are their own particular council needing approval for these type of the sky structures or major encroachments. And what the process is, we do a utility notice for a month to make sure we are not in conflict with any existing or planned utility improvements in the right-of-way. And then for above ground encroachments; such as, skybridges, they go to the design commission. Who makes a recommendation to the city engineer, who then brings it to council which brings us to today for a final action and approval hopefully. And with that, i'll turn it over to tim heron to give you a really nice presentation. That should hopefully answer most of your questions.

Tim Heron: Great. Thank you, bob. Commissioners, mayor, good to see you and hear you all. I have been listening. Commissioner ryan, good to present before you finally first.

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Commissioner fritz, great to hear your voice. I haven't been in front of you for a while. Commissioner hardesty, pleasure to be in front of you today. I'm sorry, i got to miss commissioner eudaly. So, i'll move forward. Let me share my screen. I have a five-minute presentation that will hopefully do just as bob said. I will skip over some of the stuff that bob touched on in my slides to move it along. I know keelan, it's also good to hear your voice, too, keelan, is going to time me. Just like i'm going to be timing myself to keep us moving forward. So, this is a major encroachment review for the terwilliger plaza skybridge. I have about ten slides i'm going to walk through. They cover areas of the context which is the location approval criteria. Bob touched on that. Design commission role, quick program overview, precedents, skybridge and the design commission recommendation. So, the location of the site is just south of central city across the 405. On the southwest terwilliger boulevard. Kind of entry in the district. At the time this project came in, it was not in a design overlay. And the zoning has also changed since. However, the skybridge as bob mentioned required for review and the design commission is if advisory body on that. That is why the project came before them. The zoning map shows a red circle on where it is located and then if you could follow my cursor, it's going to go right about here. And this is the block that will be redeveloped as part of the larger proposal. So, approval criteria, bob mentioned them. Just one note is this is what we call a type ii skybridge. It's wider than 14 feet. That note is important because if it was a narrower skybridge it would be exempt from this encroachment process. So the fact that it is wider than 14 is why we are here for you today. The design commission role, we are to preview the policies, of course, as bob mentioned with pbob. Advice forwarded to the city engineer. The city engineer comments the -- considers the comments and forwards it to you for the program decision. Program overview, the applicant team will follow me but they will probably touch on some of the other nuances. But the site is steeply graded. They are expanding the facility. The traffic in this immediate area is pretty intense. And so the population of the terwilliger plaza are a little more elderly. There is some mobility issues. And the matter of crossing streets is challenging. So we are here for that skybridge. So within the right-of-way concept, or idea, the challenges of them, rationale. Why are you doing this skybridge? Why is it necessary? It must be critical to the program. Public benefit, this is valued and the areas of the architectural excellence, design of the underside of the bridge and the views down on to the skybridge from above. We look at the transparency. By that i mean glazing. Vis-a-vis glass or clear glass so the bridge has a lightness to it so when you experience it, it's not heavy walking under it. Architectural integration. I'll do three precedents as quick as i can. The wells fargo skybridge, pioneer

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place mall skybridge and the ossu skybridge. Wells fargo built finished being built in 1972. It's still the tallest in oregon. It also is a good example of the wide and a heavy skybridge that is not transparent. This drove a lot of the policies that created the 1982 major encroachment document. I will say, however, that it's very nicely architecturally detailed. We learned from that, and in 1990 when the skybridge for the pioneer place mall came in, it was small, light and extremely transparent. That drove us as we moved forward with any future approved skybridge like the 2017 ohsu skybridge. If you didn't know or if you have driven under it or walked through or perhaps visited the hospital it's a two-story skybridge. It's very transparent. Also balanced not only architectural integrity, vis-a-vis how it was built between the two buildings but also for the patient privacy within. It's a good discussion in front of the zone commission and i think it turned out great. The proposed sky bridge here, planned view and a render view. This went through a thorough scrutiny by staff. As presented in front of the design commission. And we feel like we checked all the boxes. That is to say that it's very transparent and clear glazed. It has solar shading devices, horizontal green roof on top. So views from above and down onto it are aesthetically pleasing. Mechanical and the other utilities that run under the bridge between the structures have been screened so the experience walking under the bridge should be pleasing. Mechanical under the two screens have been screened. Those under the bridge should be pleasing for the pedestrian and the public. Finally the design commission's recommendation was to -- to support the proposal for all of the reasons i stated above. They did however have additional recommendations which i understand the team has coordinated already into their design and that included additional detailing for the underside of the bridge. The bricks are movable as opposed to fixed. The other is asking that the bridge height be increased at the interior to increase the glazing potential. That's all i have. I'm happy to answer any questions.

Wheeler: I see your hand raised from last time.

Ryan: That's from last time.

Wheeler: No worries. Anyone have questions at this point. Any testimony on this item?

Clerk: No. No one signed up. This is an emergency ordinance, please call the roll.

Bob Johnson: There we go. I'm johnson and ceo of terwilliger plaza. Thank you for considering the design. The plaza is retirement community serving persons 62 years of age and older. They fulfilled the dreams of the members of the oregon retired teacher's organization. Originally the plaza had 342 apartments, mostly studios with retired single teachers as the majority of the resident. It remains resident owned. That means the majority has to be residents of the plaza. To my knowledge it is the only one like that in the

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united states. They have grown in size and adding assisted living and independent living apartments. Programming was expanded with wellness center, pool and spa. Today we serve 350 residents. For those that are new, we would be honored to have you speak in the community. They recognize the need to grow. The sky bridge you're considering will change campus to new ten-story, 170 apartment building. The sky bridge will unify the plaza campus. Upon completion of parkview, it will serve almost 600 residents. Average age of new residents is 79. Average age of the current population is 84. It sits on one ownership separated by southwest sixth avenue. To deliver, they work as cooperative environment. Amenities dispersed throughout the campus by necessity and program. On the east side of sixth will include a common room and various sizes for socializing and meetings for both large and small groups, including the 50 existing resident communities. There's venues in the courtyard and roofs. This will serve both sides of sixth avenue and the people in parkview will need access to the west side for dining and access to health services. This requires a sky access to facilitate the protected movement for the ability compromised residents allowing them access to apartments on either side of sixth. Residential compromise or mobility and health challenges can't navigate southwest sixth avenue which is already a hilly street. It makes the apartments to be accessible for many plaza residents. I ask you to support the plaza in this most worth while and exciting project. Thank you so much for your time.

Wheeler: I appreciate that presentation. I learned something new here as well.

Zoe Powers: Mayor, we have a presentation on more details of the sky bridge. Do you feel staff's presentation was enough?

Wheeler: You showed up and had the best background. Why don't you give us a couple of minutes to know what you got.

Peter Houseknecht: Thank you for your time and input today. This is a rendering crossing sixth avenue away from the carruthers intersection. This is the existing campus of four interconnected buildings and parkview buildings that is going to go in the foreground. The bridge would be across six tier and into an existing elevator lobby of the terrace building. This is a man of the campus. They're in various locations. It is a reason that it is critical to connect these buildings. The sky bridge will innovate the parkview building with campus and reinup force the community that is critical to the residents' well-being. This shows the traffic and terrain in the area and was suspension and challenges to the residents. This is the exist sky bridge and the terrace building and the sky bridge would connect at the same building and create a hub at center of the campus here that would be a fifth building. The narrow bridge here creates a lot of -- of restrictions

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to resident movements which is why we wound up designing eight-foot yard corridors and wider for the bridge itself. This is the floor plan of the bridge. It varies in width, due to the constraints and the connecting terrace building and opens up on the parkview building here. Average width of 21 feet and large volumes of residents moving at different paces. We expect the present population to be upwards of 250 people and there's 350 people on campus. People will cross this for amenities. This allows the residents to rest and socialize and ambulatory devices and assistance and residents uncomfortable with heights to circulate across the bridge away from full height windows. Bridge is 40-foot above grade. The height itself allows us to conceal all the mechanical equipment. We have a green roof for the top of it that allows for additional insulation around the entire bridge and provides space for a three dimensional ceiling which i'll show you later that can be seen from the street as well, adding interest to the bridge. The solar shading improving connection with the slope and street. And the bridge is finished in decorative corrugated metal and will add interest to the bridge as well and diffuse traffic noise. We create a modern design and a structural shape to soften its profile. On the south end of the bridge you see we put in solar shading that continues across to the lounge of the new parkview building there by really integrating it. It was for the parkview building itself that was submitted. That's a design program that reduces energy use by over 50 percent. Glazing continues through the building and will be auditorium through the campus and overlooking a court-yard and lots of landscaping and cascading series of storm water planters that cascade down to the sidewalk itself. This is image of the parkview intersection with the bridge and the green roof will marry up with a green wall of the building itself. This will provide habitat, storm water drainage as well as -- as visual interest for the project. This is the connection to the existing terrace building here where the green roof comes into the building. We had to narrow that entry over there to preserve the existing balconies of that building and directly connect into the elevator. This is interior rendering of the lounge area of the new building looking back towards campus across the bridge. These art wells would be movable and probably smaller in the end. This is the three dimensional ceiling design that continues all the way through the bridge to the existing campus. You see the full light glazing of the bridge itself from floor to ceiling. It is totally transparent in there as well as the glazing that continues through the building itself. Ceiling height we increase to nine feet and that was recommended by the design commission. This is the specialty mechanical equipment that we concealed in the ceiling and floor assembly of the bridge. None will be visible from inside or outside the bridge at all. They provide heating, air conditioning and fresh air ventilation. we have an occur tap wall that runs through. These

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are the solid late silver gray metal panels that would be at the base of the bridge. Those panels would wrap around the bottom edge of the bridge. For the center edge, we have a v shaped and a corrugated metal. This was an angular metal that we're proposing to finish in a decorative silver grayed model panel that would be on the under side of the bridge. This would provide visual interest and diffuse traffic noise. This basically, the design presentation of this. The facade of the bridge itself, is 60 percent. It is maximized as much as we could make it. Thank you for your time and welcome questions that you may have about this.

Wheeler: Thank you, that was outstanding. Commissioner Hardesty.

Hardesty: I was going to say the exact same thing. My other question is, do you have to be a retired teacher to move in now?

Wheeler: You don't have to be a retired teacher but you do have to be 62 years of age or older.

Hardesty: I already passed that, so.

Houseknecht: If you give me your number I'll have sales and marketing give you a call.

Hardesty: I may hold off a little bit. I want to keep my options open, thank you.

Wheeler: Always a wise idea. Thank you for the presentation and further questions. Did you have questions?

Ryan: No, I just wanted to make a comment. That was a fascinating presentation. I sometimes have no idea what item will surprise me. So far this is it. Thank you, Tim and executive director Bob and I had no idea it was about teachers. I appreciate Commissioner Hardesty's question and I was doing planning as well, especially after I saw the amazing design for the walkway. It went beyond expectations. It just makes so much sense to link it to the amenities that will be on the east side. Anyway, well done. It is exciting, great for the neighborhood. Thank you.

Wheeler: Any public testimony.

Clerk: No.

Wheeler: Emergency ordinance. Call the roll.

Fritz: Thank you for the tremendous presentation. That was interesting. I'm a huge fan of sky bridges. I know they've been looked down on over the years but it gets rainy here and the senior building providing that safe way to get to the building is crucial. I'm glad we amended the code to make it easier, even though they go through a rigorous process. And thank you for your many years of service to the city of Portland and your kindness and patience over the last 12 years. I -- I greatly respect the work that you do and the city is very fortunate to have you. I'm happy to vote aye.

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Ryan: I made my comments, so aye.

Clerk: Hardesty?

Hardesty: Aye.

Clerk: Wheeler.

Wheeler: I want to make a comment about the plaza since we got a presentation on the history and the current conditions. I think it is a fantastic facility and i've known many people who have chosen to live there and -- and the level of care is -- is unsurpassed and this is one more extension of that level of care. There's no way that the residents could access both side of the facility in the absence. The sky bridge, there's safety and elevation concerns in that area. Thank you for not -- not holding the cheapest alternative and for caring about the architectural integrity and the look and feel of this. I don't know i've been in a nicer sky bridge than the one proposed here. In materials of really uping the game, as far as what a sky bridge can be, it is extremely thoughtful. I think it is a very positive development for that neighborhood. And i'm very happy to vote aye. It is adopted.

Wheeler: Next up, last but not least. A hard act to follow.

Johnson: Thank you very much.

Wheeler: You guys have a great day, 938, please.

Item 938.

Clerk: Authorize intergovernmental agreement between the city and the city of may with a park to provide search program building services within the city of the maywood park and in cord answer with oregon revised statutes chapter 455. Commissioner ryan you're up.

Ryan: I suggest the council approve this ordinance and for the mayor to enter into an intergovernmental agreement with maywood park for inspection and program services for the park. The city of maywood park previously received these map review and building inspections services from the city of portland from 1986 to 2011. For the last nine years, customers received these through agreements with the city of trout dale. The agreement will end december 21st, 2020. This will allow don't newty for the plan very view and building and inspection program and insure building safety for the residents of maywood park. Andre' peterson is here and available to answer questions after the presentation. Hello, andy. Welcome to the zoom. Thank you.

Wheeler: Thank you.

Andy Peterson: As ryan said, the city of portland has been asked to provide the oregon building inspection services to the city of maywood park. We've -- this would include only those programs that are are regulated through the state of oregon specialty code which would include building mechanical, electrical, plumbing programs and a few supporting

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programs that the city has adopted or exterior walls. I have a map with the park. Included is exhibit b in your packet, maywood park is located entirely within the city of portland, surrounded on all four sides and consists of approximately 90 lots, primarily built out with single family homes. Over the past four years this have been 060 permits per year about and we don't participate in discussions with maywood park that is going to increase significantly over the next several years. Eds does currently provide sanitation services for the city as part of our agreement with the county and our role. There's other services in the park, fire bureau and b.e.s. Does have some services but they don't provide it for the city as a whole. They work closely with the park and providing these services and together benefiting from greater coordination from plan review and permitting disciplines where the work may overlap, where such as what may encroach on a system and we would provide them with guidance as that work moves forward. Like other portions of the county where bbs provides building inspection services, this is another program where we can work with adjacent facilities and share our skills and knowledge of the profession up staff and the improvement efforts in the local area. We -- we at bds are confident we could take on these services through maywood park. We look forward to working with the members of the community and their council. That's it for my presentation and happy to answer questions you may have.

Wheeler: Anybody have questions? Does that complete the presentation on this item? Any other questions?

Wheeler: Call the roll. [roll called].

Fritz: I think this is an if opportunity for -- this is a good opportunity to strengthen those relationship. Aye.

Ryan: Aye.

Wheeler: Passed. That concludes our agenda for these items. We will be adjourned until 2 p.m. [break taken].

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Closed caption file of Portland city council meeting

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Key: ***** means unidentified speaker.

December 2, 2020 2:00 p.m.

Wheeler: Wednesday afternoon december second 2020. Please call the roll.

Wheeler: Under portland city code and state law we're holding this meeting electronically. The city has made several videos available. The public can also provide written testimony to council by e-mailing the council clerk. The council is taking these steps as a result of the covid 19 pandemic. The pandemic is an emergency that threatens the public's safety and welfare. Thank you all for your patience, your flexibility, and your understanding as we manage through this challenging situation as we attempt to conduct the city's business. Good afternoon.

Lory Kraut: Good afternoon, mayor. To participate in council meetings, you may sign up in advance for communications to briefly speak about any subject. You may sign up for public testimony or ordinances. Your testimony should address the matter being considered at the time. When testifying, please state your name for the record, your address isn't necessary. Please disclose if you are a lobbyist, representing an organization, please identify it. The presiding officer determines the length of testimony. Individuals generally have three minute it testify unless otherwise stated. When your time is up the presiding officer will ask you to conclude. Disruptive conduct such as shouting or interrupting others will not be allowed. If there are disruptions a warning will be given or the subject will be on hold.

Wheeler: Thank you we have two items to start us off.

Clerk: Results of the financial comprehensive report for fy2019/20. Fiscal year ended june thirty 2020.

Wheeler: Welcome madam auditor.

Mary Hull Caballero: Good afternoon mayor, and commissioners. It is my pleasure today to introduce partner jim. Before we get to the business of the audit results, i want to thank him for his years of service to the city of portland. This is his last presentation before the council before he heads off to another adventure. The city's financial statements are

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important resources for community members, decision makers to understand what fiscal shape the city is in in a moment in time. Federal and oregon law require that an independent audit be conducted of the city's financial statements. Financial audits don't make decisions on whether or not the city is spending appropriately. The city has been taking steps to make it on a shorter time line. The disruption caused by a global pandemic did not disrupt them from preparing the statements. Nor did covid 19 deter timely audits. I appreciate their steadfast commitment to meeting this important obligation under very trying circumstances. I will now turn it over to walk you through the audit results.

Jim Lanzarotta: Thank you. We do have-are you hearing me okay? Just wanting to share with you a little about the team that performed the audit and what did you engage us to do. What is this financial statement audit any way? We'll chat about that. This was a very unique year. The need to do a lot of this work remotely. We'll talk about that and how that impacted our audit process. What did we find? What is in our opinions and the reports that come out of this audit. There are some required communications of an auditor anytime we perform an audit whether city or commercial enterprise. We've issued that in a written form to you but i think it's a good opportunity to highlight a couple of those communications and talk a little about the folks that really put in an inhuman effort to get this project done. Go ahead. Our team, we're very fortunate to have our team intact. From the city's perspective it's a challenge when you have new faces and need to educate a new team about the city and its departments and how it works and where the records are. He is a senior manager and be helping me with this presentation and was a key person in working with the staff. He's been on the job a number of years. Very helpful. The first phase is fairly well understood. We're going to provide an opinion on the accuracy of your financial statements. We do that by digging in. What are these documents that exist that support both transactions, final balances in the financials and disclosures that are required. We look at bank statements and reconciliations. We're talking directly to the banks that the city works with and others that hold your investments to verify independently that those numbers are accurate. I think we have a pretty good understanding of that. That document is pretty thick. Hopefully you have it in your hands. That document to put together requires a lot of effort. To me, all of the requirements. There's a governmental standards board that provides the form and format, required disclosures. After we audit the numbers and transactions, now we have to look at the document and make sure it accurately reflects all of that and it meets all of these requirements of generally acceptable accounting principles. It's worthy to note, your finance staff they are not satisfied to meet the minimum requirements for a government. But they go above and beyond. You'll see the last

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reference to gfoa in that second box. The government finance officer's association decided there's additional information that's useful to users not required by the accounting standards but the city decides to include that additional information and go above and beyond. Our work in reviewing the financial also covers the additional of that certificate of excellence program. We have an obligation to look at what we call internal controls. In other words the checks and balances that management uses to get the financial statements right. We have an obligation to report to you if there are weaknesses. Obviously the city doesn't have appropriate internal controls errors both intentional and unintentional can occur and not be caught timely. We'll share with you the results of our kicking of the tires of your internal controls. A fourth element which is unique to Oregon. The second of state audits division put out additional requirements for audits of Oregon corporations. They require us to do some compliance testing. Seven or eight areas of laws some the primary ones include local budget law and public procurement. We have to look at your processes of the adoption of a budget, all the process that leads up, the minutes you keep, the public hearing adoption process. Also efforts adopted. Did you meet any requirements in administering the budget a supplemental budget, that sort of thing. Procurement is a thing. We look at how well you met not only state laws but your own policies of purchasing goods and services. Other areas are where you deposit your money. That's all regulated by the state. So are you aren't out there doing some risky investing. Risk management or insurance to reduce the risk of loss. We issue a report and we'll talk about that here in a few minutes. Another area, the city has been pretty prolific in writing for grants to fund your activities. You get federal financial assistance. When you receive federal monies there's additional audit requirements that you need to meet. Our audit is designed to meet the additional requirements and do some compliance testing to measure how well you handled those programs. Another very important phase and the last one I'll mention is just the communication process. We do that a number of ways. Clearly you have an internal auditor that requires that we work with to work through our audit plan. We have management that we have to work with. Finally coming before you and sharing the results is a very important process and part of the audit process. With that I'd like to ask Keith to step in-I'll do one more slide and ask Keith to step in. This slide is to highlight there's a number of separate legal entities as a part of our contract with the city. We do a separate audit of that. A number of pieces come together in order to complete our audit. Now I'll turn it over to Keith.

Kieth Simovic: As Jim mentioned this slide gives you more insight into our audit process. It starts back with our initial risk assessment process. Every year we talk as a team after

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having a kick off meeting with management to talk about current year operations. After we've read through the meeting minutes from throughout the year to get an idea of what are the significant transactions. Where could there be additional risk that we need to consider. Where are the significant risks when we think about a financial statement audit of the city. We go into this process of designing your audit procedures individually for each transaction class and each balance. We can use a number of different procedures to where we can say we believe they are fair and accurate. We use a combination of these three sets of procedures that are mentioned on here. Internal controls is a very big piece of what we do and feeds into the risk assessment process. Whether it's disbursements and getting cash out the door, utility billing, payroll. All these areas we're digging in and getting an understanding on how the city processes billing. That's a very key point in our process. If we're finding significant issues in that process that's going to change our audit approach to be able to get a level of comfort of the accuracy of the ending balances. We separate that out from our final field work when looking at pending transactions. Jim mentioned this is where we're spending a lot of time sending information out to third parties whether that's your debt holders or financial institutions. Tracing them back to source documentation. Looking at invoices, contracts, and agreements. Did the city invoice they appropriately. Were they classified appropriately. A capital asset versus an expense. Reaching out to internal legal council as well. City attorneys. Is there anything else out there in terms of a loss contingency or some type accrual. We do our analytical procedures. This is where we take that step back approach and look at the overall transactions for the year. Does this make sense based on everything that we know. Are we able to put together a predictive analytic that is similar to what the actual results were that the sit ri recorded. That's a thirty thousand foot view is there anything that seems off balance. That's an effective procedure as well. Go ahead and advance the slides. We wanted to take a minute to talk about how our audit was different this year. We did talk about performing the ought i had in a remote environment. We weren't set up on site at any of the offices. This year we weren't on site at all. All the documentation was exchanged remotely. If we had gone through this pandemic five or ten years ago, a much different challenging situation than what we're going through right now because of the technology tools and the digitized records. We also used a lot of technology such as something like this, zoom, we use web ex for our walk through and interview processes with various city staff. We can do screen sharing and be able to look on screen. In the past we'd be there on site looking over someone's shoulder as they process a transaction. In this case we still have that technology and the ability to share screens. That's very effective. Another key piece you might be interested in is the

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additional disclosures that were added to the financial statements this year. You're going to see much more robust disclosures surrounding the pandemic and what's going on through the course of the year. Making sure our risk assessment process and looking for that level of transparency to alert the reader as to the impacts and level of uncertainties of future impacts as well. What was the final result of our audit reports. It went through each one of these individually and what they mean. The purpose here is what are we saying here in the results of our audit process. For the initial report and accuracy and financial disclosures included in there. We give a clean opinion on the financial statements. The presentation is fairly and accurately based on the evidence that we gained throughout the year. We didn't have any findings in that regard. There were no material deficiencies. Good news there. Minimum audit standards. The testing we do over budget law as well as compliance with some of the state procurement standards as well. Other areas we look at we didn't have any compliance findings in the current year. We pause and think about those three reports and the results this year. That's pretty tremendous outcomes if you think about doing this all remotely on the deadlines set out at the start of the year without any delay in final issuance. Very good news there. Jim mention our single audit report. That's our report on compliance with federal guidance requirement over financial assistance. This is something that is delayed right now. That's because of the cares act. What are the requirements that they care about and want us to audit. How do they want us to do that portion of the audit. That is still outstanding at this point. That may be coming later in december. At that time we'll move forward with those procedures. That is still hanging out there but did not hold off the issuance of the cap report.

Lanzarotta: One thing we might mention there is that single audit in our reports associated with testing your federal grants. That normally is not due until the end of march. Even though it's not done yet and we would normally be completed with that work just like we're completed with the financial audit, it's still timely it's just we're not able to do it as quickly as we have in the past. We're hoping the guidance coming out and finish that work. You're still able to file with the federal government no later than the end of march which is still considered timely.

Simovic: Thank you. A separate deliverable which is communication. This is part of our professional audit standards. To let the governing body of the organization know about certain things about how the audit went. Whether we ran into any issues such as a scope limitation. We were asking for certain documentations and they weren't given to us. Any significant changes in accounting policies. This would be something if there's a significant new standard issued by the accounting standards. That could impact the document. That

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is something we want to highlight. Fortunately with the standards everyone would need a little more time. That has delayed the effective dates for a lot of new standards. In the current year, you didn't return into a lot of changes compared to previous years. The two main things i wanted to focus in on is if there's any audit adjustments. Once we started our audit process. Closing the books and started providing documentation for us if we were noting any errors in the testing we were doing. Transactions weren't errorred at the right amount or period or classified appropriately or in line with the governmental standards. That can trigger an audit adjustment that we would want to report out as something that was adjusted to the initial information that was provided to us and reflected in the final cash that was issued. We didn't have any material audit adjustments. Clean records, we were able to match it up with and given the environment that we're in we didn't see any delays or significant with internal controls as well. Did we have any recommendations that came out of that process. The answer is no. We didn't have material weakness in material controls. Very good news there. We do have some recommendations that we provide along the lines of best practice as they come up. None that rise to a level of a significant deficiency or material weakness. I'm going to turn it back to jim.

Lanzarotta: A few more opportunities and want to provide you an opportunity to ask questions. We're here reporting on the audit of the annual financial report. That beast of a document. It's got to be close to four hundred pages. I realize that when it may not be the first document that you pull off the shelf as an eleked official when you're trying to fulfill your duties as a city council member but i hope that you understand that it is the financial score chart. How well is the city doing under your leadership. Are you better off or worse off. How are you affairing regarding the initiatives that are important to you. I'm hopeful that you take advantage of michelle and her team in learning or hearing about what that score card tells you. It's not the easiest document to read and understand. Another thing is the accuracy of that document is very important to other key stake holders sm the city has over three thousand dollars outstanding. Most of those are municipal bonds. Those folks that buy and sell those bonds, that financing is so important to you to fund the various capital projects of the city. Being able to tap into that financing vehicle is critical to the city. This document, this annual comprehensive report is one of the key pieces of information all of those stake holders look to when doing risk assessments of the city. Determining whether they are going to buy your bonds. What interest rate exens yeahs them for their perceived risk and the city's ability to make the payments. Another thing we don't think about-when we issue a bond, we were very folked on all of the work issuing a bond. We don't afternoon think about those baw or sold in secretariary markets. They are interested

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in the financial condition of the city. It's one of the key pieces of information that they look to to answer their questions that helps them determine whether they are going to buy and sell the bonds and recommend putting them into portfolios for their clients or themselves. Another element that goes into the risk assessment is staff. I'm amazed how well the city has been able to hire some capable individuals. When michelle was hired we had gotten to know her very well. She has done a phenomenal job for the city. Very happy in working with michelle and what she brought to the table. Meeting this sportenned timeline. A key member of your finance team. Ron roth is will to share that-marry, they manage our contract and very professional. Very much appreciate that you have this independent acquisition of your external auditor and someone managing our contract in her office and in particular in managing our contract a great person to work with in helping facilitate the work that we need to do. Want to acknowledge all of that and make sure that we turn it over and provide some opportunity for comments and to ask us any questions that you may have.

Wheeler: Very good, colleagues. Any questions? Maybe i'll start this off and ask some of the usual questions that i ask. Obviously the scope of the audit you identified that right up front. I take it that is your standard scope. There is nothing that changed with regard to the scope of that?

Lanzarotta: Keith hit on it. Every year we do this risk assessment that keith talked about. There may be parts of the city that we look at differently or more depth or a particular city or county or a port but you're right. The only thing unique to the city would be the covid 19 for this year. Obviously we had to work in this remote environment. You incurred some additional expenses and got additional funding through the cares act. There's an impact to the city from covid 19 and your response to it. We had a little bit of a difference in our audit work centered around how well the city disclosed your challenges. That would be a little bit unique. I wouldn't call it a scope change in the fact that hey we found a problem. A little additional work in that area. Finally i would say you've been pretty-i don't want to say aggressive. Out working on homelessness and working on bonds and efforts to address that. Obviously metro issued quite a bit of bonds. We've had a little more focus on auditing the bond activity. Some of them like traying to address homelessness. Just a couple areas in response to your question.

Wheeler: That's helpful. I take it, you were provided all the information that ask youd for. Was there any information that you asked for that was not provided or could not be provided.

Lanzarotta: No. I would say there's going to be some challenges to transfer information

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remotely. Changing work schedules. There might have been some issues of timeliness. We ultimately always got it. Not only did we get it we met the time lines that were laid out that helped us get the city to issue the statements by October. We worked around and none of those rose to a level that we feel we would need to bring to your attention in terms of audit challenge.

Wheeler: That would be expected. I take it there were no restrictions by you by the organization.

Lanzarotta: Absolutely not. One of the things we appreciate about your finance team. They are pretty open with us. Not only do we get good responses but they are proactive. They reached out to us to tell us about challenges and tell us something they aren't sure how to account for. Or maybe just confirmation on what to do. They are very proactive. Never have we felt that they're giving us a wishy washy response-

Wheeler: The control environment. The way the information is protection. Any issues with the way the information is identified there.

Lanzarotta: Absolutely not. We have to take all of the balances that show up on your balance sheet. And also consider the transaction cycles that you have. Once we have that all done and listed. Now we have to look at those unique internal controls to get the numbers right in all of those areas. There could be a number of internal controls. None of what we found. Other way of saying it is you have some pretty good controls in place and they are operating effectively.

Wheeler: This raises two additional questions in my mind. Since you've come back year after year have you found that the organization is responsive to recommendations or changes that you've proposed?

Lanzarotta: Absolutely. We've had findings in the past. Internal control weaknesses for example. We've had compliance findings. We have provided suggestions and management's very open to receiving our suggestions, best practice recommendations. I would like to believe as a result of that.

Wheeler: Since you mentioned the issuance of bonds, they are rated at that by independent rating agencies. Did you look at that as part of the scope of this audit.

Lanzarotta: We don't look at it in the sense of is this the most effective or efficient. We look at it from a couple angles. You have compliance requirements. There are a number of things that you need to do to satisfy not only the bond holder but there's a federal process and a repository for you to put information so folks wanting to do research on the city have access. They have access to your audit report and other information. We're very focused on whether you are meeting those compliance requirements because if you were to fail to

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meet requirements, that could impact to issue the next bon or the risk rating-

Wheeler: I'm not worried about any of that. I just wanted to see if there was-you don't make a value judgment.

Lanzarotta: It's not a value judgment. You have other alternatives. It would be great if you could finance without issuing debt. Are you optimizing all the possible ways you can finance a project. We would be reporting to you if it appeared that you'd gone beyond the point that you have ability to make payments. We would probably have some reporting to you if you were in some risk of not being able to meet your payments.

Wheeler: I would hope so. I'd want my money back if you didn't.

Lanzarotta: You do have a debt finance team of some pretty hard folks. They do look at and i think our informative to you when it looks like, hey, you may be getting close to we're incurring some higher risk. You have some pretty sharp folks there-

Wheeler: You need to incur the expense prior to december 31. Yes, that is my understanding. One thing i would say especially on the cares act, i know the city got a very nice allotment of the one particular pot. The corona virus relief fund. One thing i would say is that the city reached out we had a number of discussions with your grants management team and michelle and her team because there wasn't a lot of guidance on how you could spend that money. Folks were in the dark for a while. I'm glad that we were able to be a little bit of a facilitator and connect people up so we could facilitate to the extend we could.

Michelle Kirby: Many auditors over my career, i wouldn't speak super kindly about all of them. He's been a pleasure to work with. It's been a pleasure. Thank you jim. We're here to present the financial report. We're the team that puts it together. Moss adams audits it. We're going to discuss the preparation of the report. The highlights and financial trends for the city as a whole and for our five major funds. We'll be presenting to you additional information about the city's long term fiscal health. Now i'm going to turn it over to ashley.

Ashley Tuttle: Thank you. It's an extensive project and a group effort to make it a success. To ensure that the timely and successful completion of the report. The accounting division of revenue and financial services is responsible for preparing and ensuring the accuracy and work withing the auditors throughout the process. The division team members have tuned in today. I would like to take a moment to thank them for their hard work and dedication to the success of the report. This is the third year in a row that the city's cap has been published by october 30th. This year brought so many challenges to our daily lives but also to the c aper. It it brought challenges that most of us have never faced during this reporting season. However, it was still very important for to us get this report out on our normal deadline. You may be asking why. Timeliness is one of the major

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objectives because it ensures the information is relevant and useful right now. It's especially important this year because it's changing rapidly around us. In order for the city to respond to the covid 19 pandemic and other critical matters it's important that the financial information be readily available.

Ron Vaught: I'm the controller for the city of portland. We're here to provide a brief overview as of june 30th 2020. A more detailed analysis can be found in the detail portion. The city as a whole is represented in the government statements and we'll talk about those briefly. We'll be talk being the city's five major individual funds which individually make up the bulk of the total. Next slide. Our assets plus our liabilities. What we own versus what we owe. This appears to be a significant problem, they've termed that the tax levy that pays this will be sufficient to pay that obligation. Our liability increase was federal reserve lower interest rates and lowered rates for debt. Our outstanding bonds dropped slightly to three point two billion. Our pension liability increase to point seven billion. Paying for our share of the pers liability will be an ongoing issue and result in higher contribution rates. City wide net position increased at a slower pace as can be seen on this slide. Covid 19 participated- it exceeded spending by one hundred twenty nine billion due primarily to expense. Other significant increases were in public safety, community development, and utility operations. We have that one. The general fund which is our largest of our governmental funds. The impact of the change in fund balance can be seen in this chart and fund balance and federal reserve fund. The reserve fund balance fell as a result of a plan move for fire capital reserves for the capital fund. We were very lucky that the city had been having an exceptional year from a revenue perspective of the covid 19 crisis. It allowed us to collect more than we had estimated in the budget. The biggest increases in expenditures came in the areas of public safety and housing and part it due to resources demands caused by covid 19. Our next major fund is transportation. Covid 19 did have a significant impact on transportation revenues. The fund ended the year a nine percent loss over the year. Parking, losses for services all came in low levels than they were at for fiscal year 2018.

Kirby: Thank you, Ron. Have a triple a credit rating which is the highest rating and the city of portland has held for many years. It allows us to borrow at a lower interest rate much like your personal interest rate effects how much you pay on a mortgage. Having a triple a rating ensures to investors that the city is financially stable. A stable outlook in may-when you think back to may there was much financial uncertainty at that time. You can see here-our strengths are our strong policies and fiscal controls. Our pension liabilities are elevated compared to peers this is mitigated by the dedicated property tax levy for the

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pensions. Although our reserves may be lower than similarly rated peers, they are considered adequate given the stable revenue structure of our primary revenues. In discussing the ratings outlook the moody's report says stable outlook through economic uncertainty by reducing expenses when needed while still maintaining service delivery. We expect economic conditions will continue to gradually improve. To summarize our presentation points, the city charter complies with all standards and received a clean audit opinion. The largest revenue streams we must be mindful that several streams have been negatively impacted by the covid 19 pandemic. It's this uncertainty that's going to require us to make prudent decisions in these times. We must stay the course to ensure the city's financial health remains strong into the future. Long term financial stability requires a long term focus. We must use our resources wisely to ensure we can meet our current and future needs. That's our presentation for today. I'd be happy to answer any questions you might have.

Wheeler: Thank you. Colleagues, any questions? I just want to acknowledge your terrific work over thirty nine years. That's impressive. Next year we're going to have to have a cake or something.

Kirby: I wasn't here for all thirty nine-

Wheeler: I know that. Commissioner ryan. You've been waiting patiently.

Ryan: I want to start off by acknowledging director kishy. I've never seen one that was clean with no findings. I was almost in shock and want to dig and find something.

Congratulations. That's very impressive. I have a question for you because we're in the rearview mirror. We only had one quarter of last fiscal year that had the impacts of covid. You made some statements that i appreciated about being it it disciplined.

Kirby: Thank you. Actually commissioner ryan. You reminded me of such when we had our new commissioner meeting a few weeks ago that we need to be mindful that although our property taxes and business license taxes are our largest revenue streams overall, they were stable. Parks and transportation were really hit pretty hard. As ron said we're lucky there was only three months of that in the current financial statements. We have implemented monthly monitoring reports and so we are keeping close tabs on the revenue streams and expenses so that we don't want to have to wait until next year to be finding situations that need immediately to be addressed.

Ryan: I also want to acknowledge the quick turn around. I know in organizations that i've run in the non-profit sector at least, it's a big lift to have an audit completed at this time. I know that jim brought that up. I'm really impressed with how clean and efficient this was. I look forward to more conversations as we are mindful of how we have to plan on the big

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word uncertainty going forward.

Kirby: Thank you.

Ryan: Jim, I hardly knew you. Clearly everyone is impressed and you'll be missed. Thank you for your service.

Lanzarotta: Thank you.

Wheeler: Thank you, colleagues. Any further questions or discussion? Does that complete the presentations for both of those items 939 and 940 madam auditor?

Hull Caballero: Yes. That completes both parts.

Wheeler: I'll entertain a motion to accept the reports.

Hardesty: So moved.

Fritz: Second.

Ryan: So moved.

Hardesty: Second

Fritz: Make things like audits clear and understandable to the general public. Aye.

Lanzarotta: Thank you, appreciate that. Very nice.

Clerk: Ryan.

Ryan: I just want to say thanks again to madam auditor and both our teams. Aye.

Hardesty: I just want to put on the record that this is the comprehensive annual financial report. The acronyms at the city drive me a bit batty sometimes. I think about how it feels out in the audience wondering what we're talking about. I think the data was really good. I wanted to make sure that was on the record. I want to appreciate all the hard work. Especially doing it all electronically. The work is very much appreciated. Jim I want to put a challenge to your firm. We love working with you. The city is committed to equity and opportunity. I hope within your organization as you transition out, we think about what up and coming financial wizard in your firm that you will put on your team for the city of portland. We like to walk our talk. Your help in helping us ensure that we continue to make an equitable contracting opportunity would be greatly appreciated. I vote aye.

Lanzarotta: Appreciate that. We're very serious about our inclusion, diversity, and equity programs. That's a big focus for us. We're fortunate to have quite a few diverse folks on our team. Female partners compared to CPA firms across the nation. We're working on our own.

Wheeler: Jim, congratulations and best to you in the years ahead. Thank you for your tremendous service. Thanks to everybody. Great work to everybody on the team. Well done. Thank you madam auditor. I vote aye. The report is accepted. Please call the roll.

Clerk: (roll call).

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Wheeler: Thank you. We have a great team that puts this together. For people who are true city hall watchers. I encourage you to look it up on line. It will keep you entertained for hours and hours. The report is accepted. We will now move to a different field here. This is item 941.

Item 941.

Clerk: Adopt the river plan south reach. The comprehensive plan and plan map. The title 33 in the zoning map. The corridor, design guidelines and adopt the river green way inventory as supporting documents.

Wheeler: Very good. First a word today from our city attorney.

Linly Rees: Mayor, here from the city attorney's office. I was going to read the general announcements and if lawry did that already we don't need to do that.

Wheeler: All right. We're back today to talk about the south reach.

Hardesty: Thank you, mayor. Colleagues. As you will recall we held a public hearing the green way inventory on november fourth. Today we'll be discussing potential amendments. Walk us through the agenda for the day. A summary of testimony received. The amendment that was filed i. A slow no wake zone. Testimony was received for and against which is under consideration by the marine board. As a reminder the city of portland does not regulate boating and only the land along the river. Finally a number of pieces of testimony identified potential updates to the character statement.

Sallie Edmunds: All right. Good afternoon, mayor, commissioners. At the november fourth hearing commissioner first asked us to work with the character statement. The testimony we received centered around three issues including strengthening the response to south mc adam boulevard and how each requires different development responses. Next strengthening the direction along the river front and green way. Adding language to step away from the river set back. The third and final issues centered on emphasizing the viewpoints. We had a productive meeting to discuss these issues and way it revise these issues. I want to thank the public for their time and effort to make sure this is successful i thought i would provide a little more information about the design related elements and the south reach plan. We recommend the corridor guidelines and the city wide guidelines. They were supportive of this change but concerned about the-

Jeff Caudill: Okay. Thank you. That was terrific. We look forward to hearing more from you about the specifics of the amendment in a little bit. Commissioner, that concludes the staff introduction. I will pass it back to you to talk about the first amendment.

Hardesty: Thank you very much sally and c assie. I would like to move the character statement that are contained in attachment a to the november 30th memo.

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Fritz: Second.

Wheeler: There's a motion and second.

Edmunds: I was hoping that c assie could just describe those very briefly.

Hardesty: Yes, please.

Ballew: Thank you. I think we want to go to the next slide. Staff has proposed a number of changes. Additional comments received from you commissioner on november 24th. Strengthen language and add more detail on the character of south mc adam boulevard. Scale an density and how development should respond to it. Public use for the river front. Clarify that this rivers to public view sheds and view streets. Make the river front area more inviting to everyone. There was also a request to add a new symbol to the area map on the front page. A trail along south richard son street that provides access. The intent to guide development to allow pedestrian access and stren then the east west connections within the district. Finally staff responded to request to strengthen the guidance on how to respond along the river front. Transition away using step downs and step backs. Changes emphasize the importance of landscaping and trees within the set back. We believe these amendments improve the statement. I'm happy to answer any questions that you all have.

Hardesty: Thank you very much.

Wheeler: It's my understanding we have to vote on the amendment package that we moved and seconded on november fourth and of course your referring now to the november 30th memo.

Hardesty: That's correct.

Wheeler: We have to vote on the amendment package that we moved and second on november fourth. Let's go ahead and call the roll on the amendment package we moved and seconded on november fourth.

Clerk: (roll call).

Wheeler: That package is approved. Commissioner moved and commissioner fritz sec seconded the character statement. That was referenced in the november 30th memo that we got. Correct?

Hardesty: That is correct, mayor.

Wheeler: Okay. Good. And those amendments are contained in attachment a in the november 30 memo. Let's do this and open the written record for comments on this until monday december 7th at eight a.m. I'm going to repeat that because the way we did that is confusing. The written record will be open for the statement that was made until monday at eight a.m. I will ask my fellow commissioners are there any amendments that anyone would like to offer at this time or that you'd like to discuss. If not, i have one. As was

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referenced earlier, i move to delete action item r11d volume one point two-page 394. That places portland in a no wake zone. The city of portland does not have regulatory authority over no wake or wake zones and has not been orchestrating a committee that balances all factors to designate such disowns. I believe this action item is inappropriate. Do i have a second?

Hardesty: Second.

Wheeler: Any other amendments that anybody would like to put on the table at this time.

Edmunds: The oregon state marine board is in the middle of a rule making process regarding wakes along the river. They had a session in late october where they made a decision to establish some pass through zones. At that meeting they decided to propose an additional amendment that they will hear in, i believe it's in january. So this-the amendment that the planning and sustainability commission proposed-it was an action item that asked the city council to petition to the marine board to create slow no wake zones along the stretch of the river. The amendment that the mayor is presenting would eliminate the action item-the specific action item in the plan.

Wheeler: We felt it was premature to take that advocacy position without further discussion.

Fritz: The action item was a recommendation from the planning sustainability commission.

Wheeler: I understand that.

Hardesty: I support us removing this as well. I believe we should allow them to do the work they are currently involved in. January is not a long time to wait to find out what the resolution will be to this particular issue.

Wheeler: Let me understand-we will just be neutral on this issue. I'm assuming this one will also have a written record is open for comments.

Hardesty: City bureaus and planning and sustainability commission both already provided. I want to thank my staff and colleagues for working to make this possible. I appreciate it's a complex policy with many people wishing certain aspects of it were different. I've asked questions about this proposal. I've continual been impressed for the reason pursuing one option over another is largely based on community feedback. This type of just out reach-meaningful engagement should be applauded and emulated across the city. I hope that all the community members that were involved in this process stay engaged with the city on how to best manage the river. Thank you to all the participants in crafting this policy. I also want to take a moment to appreciate sally, jeff, and joe, the big three from bps and also sam for his help in making today possible. On that note, i have

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nothing else to offer.

Wheeler: All right. Very good. That concludes this item for today. Written testimony is now open for comments character statement. Council will return on thursday at 2: 00 p.m. On the items moved and seconded today. At that meeting we'll have a vote on a revised findings report. The second reading is scheduled for december 16th. There's something to look forward to. Thank you everybody. That concludes our agenda for this afternoon. We are adjourned thank you.

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Closed caption file of Portland city council meeting

This file was produced through the closed captioning process for the televised city council broadcast and should not be considered a verbatim transcript. The official vote counts for Council action are provided in the Official Minutes.

Key: ***** means unidentified speaker.

December 3, 2020 **2:00 p.m.**

Wheeler: This is thursday december third city council session. Will you please call the roll.

Clerk: (roll call).

Wheeler: Under portland city code the city council is holding this meeting electronically. All the members of the council is attending electronically. You can listen to the audio product cast of this meeting. The public can provide written testimony to council at any point by e-mailing the council clerk. The council is taking these steps as a result of the covid 19 pandemic and to promote social distancing. Thank you for your patience, flexibility and understanding as we manage through these unprecedented challenges. With that we'll here from legal council on the rules of council and decorum.

Naomi Sheffield: You may sign up in advance for communications to briefly speak about any subject. You may sign up for public testimony for resolutions or ordinances. Your testimony should address the matter being considered at the time. Please state your name for the record, your address is not necessary. Please disclose if you are a lobbyist or member of an organization please recognize it. You have three minutes to testify unless otherwise stated. Disruptive conduct such as shouting or refusing to stop when your time is up, you may be placed on hold or ejected for the remainder of the meeting. Please note that all city council meetings are recorded.

Wheeler: First up today is item number two. This is a very exciting day. I want to thank all of my colleagues for cosponsoring this resolution. The charter review process is exciting because charter is what describes the roles and responsibilities of the mayor, city council and others. This is really a document that allows the people of the city determine how the city should be governed. Today the city counsel sill going to appoint 20 members to this charter review commission. I mentioned the city charter is actually what's called a grant of authority. It's granted by the people of portland to the city of portland. It's the most critical document of who we want to be as a city and the governance. The charter review process is an unprecedented opportunity to engage Portlanders on how the public works.

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Julia Meier: I'm so thrilled to be here today with the charter-i'm the one leading us off i want to thank my coworkers hearing directly from the nominees. Before we do that we're going to speak about the selection process and talk briefly about next steps. As a reminder for folks. The time line is directed by the charter itself. The charter requires that the commission be done by december 15th of this year. We received almost 300 applications for charter commission. I want to thank the mayor and commissioners who helped out reach as well as numerous organizations who helped amplify our process. In addition to those criteria selection did consider the charter commission as a whole. City council deliberately chose the vibrancy of our committee was represented. Including those who have historically been left out of city hall. We were in the position of having a large applicant pool. It was a difficult task to get to the nominees you have before you today. There were more qualified applicants than we had spots on the commission. I want to thank everyone who took the time to apply. For folks who weren't selected it's disappointing. I want to remind folks that serving is not the only way to be involved in the charter review process. The commission will engage the community about the charter. While today is an important mile stone it's just the beginning of the work. Once seated this charter commission is a fully independent body authorized to review and recommend charter amendments to the public. I know it's going to be challenging but i couldn't be more proud to embark on this project with the 20 folks you're about to meet. Moving forward the next few months is onboarding the commissioners, adopting the rules of procedure for the group, coming up with our work plan, and the public engagement strategy. Finally i wish i could introduce you in person to these folks but instead i've asked all of the nominees to introduce themselves in a minute and a half or less and maybe talk about why they want to serve. We're really fortunate to have all but one of our nominees here today. We'll go through the list. At the end i'll introduce you to the person who was unable to join us. Before we go through the nominees, i want to pause for a moment and see if there were any questions or comments before you hear from folks.

Wheeler: Not seeing any.

Julia Meier: Great. Just going to remind our nominees to please try to pay tension to your time. There's a pack city council agenda. We'll begin with andrew spear.

Andrew Spear: I wanted to say thank you to commissioner ryan and his staffer who provided the nomination and interview process. I'm thankful for the nomination from his office. I'm adopted and grew up in a white family. Always been an east cider and proud to be always engaged and thinking about the needs for the east side community. As i look and think about the why of-why i am wanting to serve on this commission. It's about

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representation and being able to walk the walk. I think the narrative in our society and community is a lot about action around social justice issues. I think when i look back and reflect on the form of government we have it's very disparate. Provide services and engagement for traditionally under served communities. Again, thank you for the time and for the nomination. I'm deeply honored and excited to serve and be a part of this process. That concludes my remarks and i'll turn it over. Thank you.

Angie Morrow: Thank you andrew. I'm angie. I'm happy to be a part of this commission. I was born and raised here. It's been a real pressure to come back and serve the native community that i grew up in as the director of the inyan education program for public schools. I hope to amplify native voices and native concerns. Thank you very much.

Anthony Castanero: Hello. Good afternoon. First and foremost i'll thrilled to be joining and working with you. I first moved to portland about a decade ago to begin my under grad studies at portland university. I lived in the mid west and over seas and came back to serve the city that i know and love. My desire to join the commission or to apply for a position was motivated by the idea to act locally. We know many of the decisions that we make at the local level effect our day-to-day lives. My hope is to get to a form of government that reflects the true diversity of the city. Especially those communities that have been marginalized and under served for so many years. Again, i look forward to working with everyone and i believe be c c a is next.

Becca Urblow: I use she/her pronouns. I've been in portland for 25 years. It's an honor and privilege to be given an opportunity to work and serve in this way with amazing folks. Throughout this process i was checking out the website and reading the thoughtful write-up about what the charter is, function and purpose. I found it fascinating that the word power in different forms is in there as often as the word city. It got me thinking what b what our role collectively as a commission is. I believe fundamentally it's to design a community engagement process with integrity. I couldn't actually think of a better time for all of us both the commission and all portlanders to come together and look at every brick in the fownation of portland's system of power. I'm honored to be a part of this and ready to do the work.

Brian Lewis: My name is brian lewis. I'm honored to be here today. I applied to the commission because i believe in democracy. I believe in the city and its people. I consider it a detriment that we no longer talk about this nation as the founders and framers did. This republic that we have is a revolutionary experiment in the heights of what rule by the people can be. This struggle is now ours. Rule by people is not more than an el grant thing. It's not a particular model or process. It's the best of every general. It's at the local

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level that the spirit and fight lives most boldly. I'm privileged to play some small role in emboldening people to push us forward. Thank you.

Candice: Hi. Good afternoon. My pronouns are she/her. The work has really helped me to open my eyes and even run for city council this year. I'm honored to be chosen to serve on the commission. Lets envision a charter that helps the city and collaborate. I'm a community advocate and thank you. I'm turning it over to dave.

Dave Gallet: Hello. I was born and raised in portland. I'm very excited to have the opportunity to be on this commission. I think it's so awesome that portland reviews their-basically their constitution every ten years or so and allows the community to have the input. To create a report that goes to council and council can make their approvals or not. The commission ultimately can send it back to the people. I think that's awesome. I'm really excited to do this work. My focus will be bringing and raiding voices of people with disabilities and marginalized community members. I specifically want this to be an inclusive process. I'm so grateful for all of the other commissioners that are going to be participating and they'll bring their own uniqueness. I'm excited to also reach out to the public so they can participate in this process. I'm really looking forward to having a awesome recommendation to council when we're done. I hope we work well to go. I'm scaid to work with all council members and the maybe. I think next is debbie.

Debbie Kitchen: I'm very excited to be on this commission as well. I feel we have a fabulous group here. I'm looking forward to getting to know everyone and work together on this very important issue. To me the key issue is equitable representation for all members of our community and all parts of the city. That's something that's been lacking. As a primary provider of services that we all rely on our city needs to have a governmental structure that facilitates effective delivery of services for everyone. I'm excited to be a part of this and look forward to working with everyone on the commission.

Debra Porta: My name is debra. Currently serving as pride director north west. I moved to portland and never looked back. I'm excited to be here and honored to be part of this pro process. In my experience when such a diverse and so many different kinds of ways, talented skilled group of people come together really amazing things happen. It's not always needy getting there. It's not always a fun ride but what tends to come out on the other side is so much better than where we started. I really look forward to this process and i look forward to what we can do to help further our city in the direction that we'd like to go. With that, i'll pass it to hannah.

Hannah Osmon: I want to thank my family, friends, and community and cats for their support. I'm coming in as a community member who wants to provide an opportunity to

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engage with the african american community. My motivation stems from wanting to make policy changes within our charter that i can serve the people of our city. Being community orientated. I believe the government should fully represent the racial diverse community in our city.

Carol Collimore: I find it hard to follow cats and all the smart things my colleagues have said. I don't need to repeat it. It's such a joy to be with such a lovely group of folks. I've try today help my city and state in as many ways as i can. Including running for office like a lunatic. It's been an honor of my life to try to make portland a better place. I want to live in a community that supports everyone. That treats everyone as best as they can. I think none of us should stop until that's an actual reality. Honor today do any part to strengthen the place that i love.

Melanie Villingam: Hello. Thank you, carol. I'm a native of portland. I grew up in the wood stock area like dave. I'm also a proud resident of a multicultural world. Having lived and worked for three decades. My career has been as an international negotiator. I am so excited to help craft a city charter that represents all Portlanders. Positive change never emerges from comfort.

Rahid Ready: Represent the community at large and how we're getting things done at the ground level. I want to acknowledge everybody and thank you for this honor to be chosen to be on this commission. I hope to be able to bring some knowledge and understanding of policies and politics from my years of working with city council and state and federal government. An also for my children and family. The decisions we're making today we possibly won't live long enough to see their effects. Maybe we will, but really it's for our family.

Stephen Phan: My name is steven ph an. We are tried and true portlanders. Love our city. I joined and applied for the commission in order to essentially like everybody has said enact change. I want to be a part of the change for our city and future. I'm stoke today have everybody else on the commission here. It's been a really fun few weeks. Julia, thank you for all your hard work. I'm looking forward to working with the mayor and commissioners to help enact change. That will be for the future not just for us right now.

Vadim Mezertgzy: I want to first thank you for appointing this slate of individuals for the charter commission. Portland is a vibrantly diverse city. Having read through the individual bios, listening to the statements today, and knowing some of the appointees personally, i'm honored and humbled to be a part of the commission. The city club has researched the topic in depth. I know i have much to learn both from the commissioners and fellow commissioners. It is with that sense of humility that i listen with an open mind and to do my

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best to work with fellow commissioners to represent the will of the portland community. I look forward to working with all of you.

Yasmin Graba: Good afternoon. I use she/her pronouns. I live in northeast portland. For me unity and political organizing has been at the center of my career. It's provided me with invaluable experiences that has shaped how i view the world. I look forward to the progress that i hope to achieve through this process. I'm rolling up my sleeve it get to work.

Amira Streeter: Hello everyone. I'm so thrilled to be a part of this historic group. I'm from maryland and have been overseas but am proud to call myself a portlander for ten years. I'm looking forward to using my experience to analyze the charter so it can reflect the city of Portland. We are truly at a pivotal moment in history. Thank you for pulling this amazing group of people together.

Julia: The one nominee that wasn't able to join us. Thank you.

Wheeler: Before we move to public testimony, colleagues any questions at this point?

Seeing none. Do we have any public testimony on this resolution?

Clerk: No one is signed up mayor.

Wheeler: Very good. Colleagues any last questions before we call the roll.

Eudaly: As luck would have it, my remarks are missing. I will just say thank you to all of you for being willing to step up and serve the city. It is an honor to be chosen for the commission. But it is also going to be some really hard grueling work. I'm always impressed when people are willing to volunteer their time and expertise to helping us make our city the best that it can be. We vote on this, right?

Wheeler: Correct.

Eudaly: Thank you, everyone. I will be watching with great interest. I vote aye.

Fritz: Thank you everyone for being willing to serve. It's delightful to see the beauty and glory of portland reflected. I know you will do a good job. It will be hard and things you'll be asked to do that perhaps is less exciting or compelling than the form of government. The details in that decision are going to be really important. Every word really matters. When we were doing the ballot measure changes for the water changes in the water bureau. It took a lot of listening to people and seriously considering would this make the proposal better. You have to have a basic concept for what you want to do. You're going to be asked to do-to pay attention to things that can be fixed. The low hanging fruit. There are some things that will be easy to take care of. I hope that you will do those things as well as really digging into the most chal earning ones. Thank you for being willing to serve and i look forward to seeing what you come up with. Aye.

Ryan: It's really inspiring to see all of you. Some of you i know and yet i learned

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something about you just now. Some of you don't know but i've been reading about you. Just be patient. Just know that you're go to go get worked. You're going to get upset. That's okay. That's part of the work. You're supposed to be passionate. It's a big deal. It was a century or more. We focused on the charter review an the desperate need for change. Let's rise to the occasion and stay in the room. Keep your creative conflicts in the room. Your ability to be respectful and respect what other vz to say even if it's not how would you say it. I want to end with the best products come when not one person gets their way but the collective body comes up with something that one person never could have come up with on their own. I will be watching. So excited to listen to what you come up with. I also want to remind us about the word engagement and inclusion. We live in an echo chamber social media society and it's not doing us a lot of good. With lots of passion and excitement, i say aye.

Hardesty: You are an impressive group of 20 people. Let me start there. Julie myers, you exceeded my expectations significantly. I thank my colleagues because this was a collective effort to ensure this would be the most diverse fully funded charter review commission that the city of portland has ever had. We started the conversation with that intent in mind. It has totally exceeded my wildest hopes and dreams and expectations. I want to also ask you to consider some framing as you can start having conversations in january. I want to remind you that on january second, 2021, portland city council will be the most diverse it has ever been in the history of the city of portland. Don't come into this process assuming that are you doing something to create opportunities for people of color. For women, or for all the people who have not had a voice in city hall. A couple of changes that has made the divertsity possible and one of the biggest ones was putting limits on the amount of money that people can spend in campaigns. I also want you to reflect and name one major city with a city manager that is equitable, fair, and where people of color aren't killed by the police. I can't find one. Maybe you know one. I think there are a lot of people that have an scumtion about what you will do over the next two years sm i want you to know that it doesn't matter what other people think you should do. You are an independently elected body to review our charter and consult with the people of the city of portland. It it's a huge responsibility but it is also a huge hoonor. You get to remind yourself at each meeting who is not at the table and what do we do to make sure they are at the table next time. You get to challenge assumptions about who you are and what you represent and what equity looks like. You get to take your time. You have two year it do the work that is required of you. Regard ms of other people's expectations. You also have the opportunity to be inquisitive to deep schi questions and challenge assumptions. I want

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to encourage you to be open minded. Some of the very best ideas i have ever heard have been from houseless people with limited resources but about big decisions. I'm dependent on you to do your due diligence to ensure that what the voters receive from su the best reflection of the best of what portland is in the future. I'm honored to vote aye.

Wheeler: Thank you all for your willingness to serve. You rose to the top of a very competitive process. I want to thank you for that and the dedication and work you're going to put into this. I'm excited to see what you bring back after your process concludes. I want to speak briefly to the two hundred eighty ish people who did not get selected. This is not the end of the line. Based on your past performance, i have a lot of faith in your future performance. I want to thank you for doing the hard work and helping us make our selection it make sure that we got a good reflective thoughtful panel which i believe we have done. The last thing i will say is that this is really an incredible opportunity. I'm mindful of the comments that all of my colleagues have made. This is one of those rare opportunities that you get to step back and engage with the public. You get to consider different perspectives. You get to make some fundamental decisions about the long term future of this city. That's a really exciting place to start from-i'm 100% enthusiastic about this panel. Don't hesitate to reach out to me or any member of the mayor's staff. If there's anything we can do to help you be successful. Our job is to support you. We want this to come to a successful conclusion way you want it to come it a conclusion. I'm thrilled to support all of you. The resolution is adopted and appointments are approved. Thank you for your service to portland we really appreciate it. Colleagues without objection, commissioner fritz asked if we can move item 949 up to the next slot she has some people that would like to testify.

Item 949.

Fritz: Chief engineer teresa elliot supported by previous director and current director. I'm grateful for multiple leadership. We would like to align code language to reflect the updated direction of the water bureau.

Gabe Solmer: Thank you so much commissioner. That is a hard act to follow. That is a beautiful screen that i just had. Thank you for even half of your attention to this next topic. I don't know if it is as uplifting but it's pretty exciting to us. I'm the portland water bureau director. If you could start the presentation. As commission fritz introduced. The culmination of two years of review. We had an extensive public process where we shared first drafts of all of the title one changes. Public comment in july and august. The discussions that have resulted are collaborative. I'm very pleased with that process. I want to say thank you to all of my colleagues at the other bureaus. The hub, home builders who

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took the time to build this code. We learned a lot through this process and want to continue to improve. I want to thank you all for being on this learning journey with me. With the work session last month, you will get to look into one portion of the code. The separate metering. Doing house keeping it doesn't sound glamorous it was integral to the code. I wanted to highlight a few updates. You remember the conversation about individual meters that we had last month. I want to highlight that we've made some changes around the requirements that voters passed last year to include those in this code. The first one we wanted to go into a depth was the bull run water protections. I want to thank those who volunteered their time to make it even stronger. Helping establish what a new process will look like. We have a speaker on this topic that has limited time today. If I can ask council's indulgent on hearing her presentation now, I will pick up the presentation after she speaks.

Ragen Amirit: Thank you. Good afternoon. Thank you so much for this invitation to speak. The source of our precious drinking water. Can you see me? We can see the presentation and you on a smaller screen. You likely remember that hard fought gains in the bull run. Those struggles were initiated by the community and supported by the city. Those gains were established through federal legislation in 1996 and 2001. We were not fans of that land exchange while it streamlined the process we were concerned about the loss of federal protections and the national environmental policy act. The land exchange was completed last year with three thousand acres of our crown acre forest. When you consider that future activities in the bull run can range and mind you none of these activities are proposed now. They could range from the construction of a full dam, system of fire breaks. Our huge new road projects a wide range of activities that occurred there. How do we guarantee legal protections for the lands the city acquired. There's such a long established and respected procedure for appeals and objections even in federal court. Our goal was set consistent protection standards, construction restrictions and more. To mirror the NEPA protections such as public notice. Direct, indirect and cumulative impacts. The ability to appeal bad decisions. While it's impossible to completely mirror those protections we've made good progress and are here today to support the proposed changes in the bull run title 21. We clarified some key protection elements through administrative rules next year. Those rules will come to the council for a vote no later than December 31 of next year. It would have been a relief during the process. Thank you commissioner for your years of dedicated service to the city. You've made a huge difference. We look forward to working with you next year on this process. Thank you.

Meier: Thank you so much. I appreciate your commentary and for being here today. I will

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move onto the next section. This should look familiar to you. You are familiar with the one key update to title 21. The separate meter section. The old language was complicated and had requirements that weren't enforced or very well understood. The outdated rules-council was not ready to require separate meters for new multi family developments. Not ready for prime time we heard you loud and clear. We took that feedback and revised the language to continue to allow but not require the separate meters for multi family developments. I'm very thankful to all of the speakers to share how this obscure piece of code. I'll end here but i just wanted to take a moment because we don't always do this because the water bureau staff that-recognize the staff update. I wanted to recognize staff for the crucial work they've done to make it more consistent for the values. It's nemp glam you have all hold us to account to explain our changes and keep our focus quite correctly on the community that we serve. With that, i would be happy to answer any questions or move to public comment.

Wheeler: Very good. Colleagues, any questions at this particular juncture. Does that complete your presentation?

Meier: It does.

Ezra Hammer: Good afternoon mayor and city council members. It's a pleasure to be back in front of you this afternoon. I want to give my sincere thanks to Gabe. we believe it's a fair and equitable solution. This has been a helpful process to go through. The outcome will be positive for the city. Thank you again and have a wonderful afternoon.

Wheeler: Thank you. Next individual, please.

Clerk: Next up we have bruce nelson.

Bruce Nelson: My name is bruce nelson. I'm from the for ef ri commission. They further the water cure oh tree canopy is deficient on private property in more densely developed areas. Particularly in low income areas that have a greater proportion of residents who are black, indigenous and people of color. Comprehensive plan 2035 particularly recognizes streets and wrying of way as public spaces. We recognize there are many commands put on this limited property pace. The same can't be said for street trees in close proximity to new rez dens. Cannot maintains because of the advance of the vety part of that would be the kun un rum as a mean to conserve precious space for street trees. Keeping projects on schedule and helping to avoid costly delays. Meet the needs of a growing work force program. This is one. Thank you!

Item 943.

Fritz: Thank you, Mayor. Colleagues, it was not my idea to put all of my items in the afternoon.

Joe Dvorak: Thank you commissioner. Good morning mayor and members of council.

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Could you please bring up presentation for 943. Great. As mentioned this ordinance will allow us to mend existing staffing contracts. These contracts support design and construction of pap cal projects by allowing us to hire engineers. They support staffing across four hundred active cip projects. Some of these are seasonal and these allow us to meet personnel requirements. As mentioned it also allows us to support equity and diversity. These contracts will help deliver our cip. They show here on this slide. As this trend continues up after that peak, these contracts will help us meet the needs of our aging infrastructure. Now i'll turn it over to joselyn who has more details.

Jocelyn Tunnard: I'm the contract manager for the board. We've brought this amendment to add value to council for consideration today primarily because the original legislation approved by council along with the request for proposal and contract values were base on past rates historic use of our services and work load projections. Significant market inflation in the cost of construction services since the start of our four contracts. We're expecting more utilization. Our capital improvement work is increasing. Move permanent city positions which has resulted in them utilized more than initially anticipated. Under another contract hiring a couple of color as supervisor of our team. We're requesting to amend existing contracts we have with alen management for oncall services for a combined increase of ten million twenty one thousand over the next two and a half years. All four firms are covid certified. Halfway through the third year additional contract value is needed to allow utilization for temporary personnel services than was personal planned in 2017. There will be no impact to budget because it's already in the adopted cip which include design and construction costs and assumes cost that assume a mix of city staff contractors and consultants.

Wheeler: Before you move on commissioner hardesty has a question about that one.

Hardesty: I take her on her word that she is going to answer the question in my head on this slide that is up now.

Tunnard: The next three slides give the diversity breakdown of our covid certified firms. [indiscernible]. The state of oregon primarily their goal of covid certification is to level the playing field by providing certified firms to compete for government contracts regardless of firm size.

Hardesty: Were you going to break that down more.

Tunnard: This table shows by firm the total amended contract values broken down by dsb certification. To clarify people identified as asian indian or the far east. This table aggregates the data slightly differently to show male owned and female owned firms and shows bipoc ownership.

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Hardesty: Mayor, if i may.

Wheeler: Yeah, go for it.

Hardesty: Thank you. Out of the 35 million total this is an amended contract value. Please explain to me what that means.

Tunnard: We are asking to add the ten million one hundred fifty thousand which was originally approved which was 25 million. The amendment is to add that additional value.

Hardesty: We're hiring people as temporary employees.

Tunnard: It's based on our work needs. -i'm not including the permanent employees as far as the percentages and numbers. We have equity managers that look at our full time positions and permanent positions. It is based on our work needs. We try to keep them as long as possible because we train them I'm focusing on the contract employees only.

Hardesty: Are they accounted separately? Temporary and permanent? I wanted to make sure those were reflected separately.

Tunnard: Thank you. Good questions. We'll move to the next slide, please. Thank you. This pi chart is showing the percent of temporary contract staff that are bipoc and white. This includes a total of a 57 staff. This is balanced with the timeframe with which we need each candidate. Providing financial support to train their employ eeps who have minimal experience in the areas we need. When contract staff have been laid off due to work slowing down one of our firms was able to find other work for them to do until our work loads picked up again.

Hardesty: Excuse me. You don't have any african american on your staff or as your contract staff. Am i reading this accurately.

Tunnard: We do. I believe it's two as far as the number. It is the orange which is 10%.

Hardesty: I thought that was native american. Red is black and there's no percentage under black.

Tunnard: It's the 10% is black. The colors may be hard to see. Native american is the 2% which is the more yellow color. To continue the last comment i would make is both of these efforts have resulted in getting permanent positions. Also working internal with our about you ohs eqwight and staffing teams on enhancing work force development diversity and recruitment efforts. To add additional value will allow us to keep the thirty staff and hire additional staff to meet our projected work needs. These aging and deteriorating pipes are about one hundred years old. Two of-including the trunk line under the-which is the older right of way. The scope includes rehabilitation of 760 feet and also 310 feet of the sewer main connect to the truck. Those paths were started in 1909 and are about one hundred years old now. Introduce the construction measure to be holding the project-this project will

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be the fourth project in the city to yield this technology. I will give more detail about this technology. At the bottom of this page, you'll see it's installed inside of the pipe. The lining profile is interlocked inside of the machine to perform along the wall. Different from all the technology. Creating-[indiscernible]. It has been in use in many other cities in the united states. Including los angeles and san diego on the west coast. Due to traffic control-most of the project construction will take place overnight. The project is about and a confidence level of this estimate is high. Based on current project schedule. It will our task in generally 2021-actually the 2021. The construction will start in may 2021 and last five months and finish in october 2021. I think that's all my presentation today. Thank you for my opportunities.

Wheeler: Colleagues any questions? I'm not seeing any. Do we have any testimony on this item?

Clerk: No one signed up.

Wheeler: All right. This is a first reading on a non emergency ordinance. It moves to a second reading.

Item 944.

Clerk: Authorize a three year indpoftal agreement with portland state university to partner on projects not to exceed five hundred thousand dollars.

Fritz: Thank you. [indiscernible]. Examples include the geography department studying micro plastics. Interns that help implement the stewardship program. The engineering department that helps evaluate new starm water solutions. Here today is analyst with environmental services.

Joe Dorak: Thank you. I'm glad to be here today. I'm with the bureau of environmental services. Bes and portland university have a long standing relationship. Bes employees have pursued opportunities with bes. I will turn it over to Yang Zhang for the presentation.

Yang Shang: The fourth project in the city to have the technology. You can see the spare lighting at the bottom of the page. Different technology than the spare lighting can start and stop. The technology has been used in many cities in the united states including san diego and Los Angeles. Estimated construction cost is 1.32 million and the current schedule show it will be completed in October 2021, starting in May 2021

Wheeler: Colleagues any questions at this point. I am not seeing any. Do we have any public testimony?

Clerk: No. No one signed up.

Wheeler: Very good. This is a first reading of a non emergency ordinance. It moves to a second reading.

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Item 945.

Clerk: Accept the five year report on the 68 million general bond.

Fritz: Portland State university and bureau of environmental services have an ongoing relationship with the stewardship program. Continuing and expanding the project. Here today is Alice Brawley.

Alice brawley-Chesworth: In 2013 in order to shorten the time when there was an identified need, we signed a master intergovernmental agreement that allows for completion of task orders. We've executed 35 task orders. There's also things such as an evaluation of modular wet lands. Bes are qs to update an updated iga. It allows us to work on our strategic priorities. Such as partnerships resiliency and work force development. Thank you for your time.

Item 946.

Fritz: I just mentioned that i didn't ask for these all in one afternoon. In 2014 the 68 million-dollar parks replacement bond sharing broad support for our city parks and recreation facilities. With 49 million spent at the end of june 2020. The bond program is on target to deliver on the promises made in 2014. I'm so pleased they've been able to enjoy their investments. Thanks to the levy generously passed last month. Disadvantaged minority women and disabled veterans in our community. With 42 percent with the value of all professional bond contracts well above the city's goal of utilization. Imeened value of design awarded to businesses. The bond program has focused on asset repair. They are making positive impacts throughout the city. They are only a small amount as major maintenance works need to be done in our city. 450 million in deferred maintenance that needs to be addressed. Capital and ongoing general fund money. More investment of new dollars is needed sm we do lots of good things with the bond measure projects.

Robin Laughlin: Thank you. I will show my screen. Thank you, hello member wheeler, members of council. I'm happy to be here to report the replacement bond. It provided up to \$68 million in park if as ills throughout the city. The program has just completed its fifth year. There's a lot of information in that report to share today i'll be focusing on three main reports. This is our new slide. I'll be sharing the performance opportunity and accountability points of the annual report. I'll be showing the achievements that we've made in making park and improvements at cost. As in past years the bond program has remained consistent within the language of the measure. The project work focused on the seven established themes of repair, trails and bridges, accessibility, and rest rooms and other urgent repairs. The map shows these investments. Completed poj ses and blue symbols are wrying of way. At this time all 52 projects are complete or under way. If there are any remainder funds after all the projects we'll be work withing the parks commissioner

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and the bond oversight committee to ensure those are appropriately allocated on the goals of the program. We have a long list of projects that were vetted with the community. We were only funded for a fraction of those projects. We will be looking to pull from that list to select final projects to accomplish those remainder funds. With edition to tracking the spending, we have good news here in that the cumulative expenses continues to remain low with four point 5% of spending. This is one of my favorite slides. We're working to improve the infrastructure. The firms have opportunities to design and bid on-forty two percent of the combined value of professional design services to these state certified firms. Well above.city eases utilization goals. The combined spending shows 19 percent of the value was awarded to minority owned businesses. 14 percent to women owned businesses. 45% of the value of all construction dollars went to these firms. Together these numbers total just four \$44 million. Moving to the topic of accountability audits were to ensure accountability. A performance audit at the mid point of the bond program thvment was completed in january of 2019 sm the funds are being spent that adheres to the language of the measure. A fiscally responsible manner. They are transparent and in place an functioning well. The program has made progress in implementing bond issuances. P with the initial bond work extensive out reach processes. Thank you we appreciate the past work that's been done to get us to this point. The bond team over the last five years has engaged in bond out reach. We work around community engage m. The needs an desires with latin x,-this group has offered many helpful suggestions over the life of the bond program. The committee recommended that we bond earnings to protect bond workers category. On behalf of oregon and giving you an opinion of our report later on this month. Quality revised services to our community. With an infusion was completed this past spring. This play ground project includes a new pathways and irrigation. Bond funded improvements included modern mechanical systems. Sd c funs clup the shower area allowing more an more people wp access of the pool. Two bridges in southwest prt lan. The pressure placement bond included a focus area in washington park. Bond projects in other areas also have existing areas with over four hundred areas in tote so far. Targeted reer pair the play grounds, pathways, pools, and more. In the coming year the remaining projects are slated to be completed or in construction. As the final bond projects head towards completion they deliver the promises we made in 2014. We look forward to the day we can come together to celebrate the investment the bond has brought to our community. This report will be available on the parks website noted on your screen. A short version will be available in spanish and english. I'm happy to take any questions you may have. If this is a good time i'll stop sharing my screen.

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Wheeler: Great presentation. Lots of good news there. Any questions or comments. If not i'll certainly entertain a motion to accept the report.

Fritz: So moved.

Hardesty: Second.

Wheeler: Please call the roll.

Clerk: (roll call)

Fritz: i'm really pleased with the community engagement. A whole host with different staff that's been involved. All hands on deck thing. I might have a list of people. I was doing so well with being prepared and having my talking points lined up. Sorry just indulge me folks. I should be able to remember everybody's name. If you could just relay to everybody how grateful i am. We'll have the bond lined up. Aye.

Ryan: Thank you. It was refreshing to hear promises made in 2014 were kept. I'll could have course going way over your goal. Thank you for that report. Congratulations and onward to the next one. I vote aye.

Hardesty: Well done, robin. Thank you very much for the thorough information. I voted aye sm.

Wheeler: Very good prennation sm the other parks-i'm appreciate active of the intense pester kids with variables to make sure the parks are inclusive as we use them. Making sure that our housing investments and park investments go alongside each other. A great example of that collaboration. I want to thank you all for that. Happy to vote aye. The report is accepted. We'll move onto item number 947.

Item 947.

Clerk: Authorize intergovernmental agreement. Not to seed \$4 million. Prosper fort lan waterfall district.

Wheeler: Before i turn this over i want to let you know i'm glad we could turn some of these over to today.

Fritz: Your welcome, mayor. Thank you. Portland requests a short term temporary loan to assist with-parks an rec reation pure oh property and district development manager.

Dylan Paul: Thank you. Robin is a hard act to follow. I'll do my best to make a loan agreement more exciting for you. The purpose of our item today is to authorize a project loan for portland for the parks s cd fund for real property being referred to hear. City attorney's office approved the parks s cd funds for this purpose and are support of this process today. The amount not to exceed \$4 million. The funds will be fully repaid with interest. No loss revenue sm the loan may not be wrien off for any other performance.

Wheeler: Thanks. Any comments or questions? Is there any public testimony on this eye

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em?

Clerk: No. No one signed up. This is a first reading. It moves on a second one.

Item 948.

Clerk: Park improvements in the parks improvement.

Wheeler: We had a fantastic presentation on this as well as public testimony. Is there any further discussion on this item? Please call the roll.

Clerk: (roll call).

Wheeler: I was very impressed with the presentation on this. This is a great vision. I vote aye. The ordinance is approved. Last but not least, nine fifty. It seems really late. It seems like it's getting dark out. It just doesn't feel that way.

Hardesty: I thought that yesterday. I said oh, my gosh. It must be seven o'clock.

Item 950.

Clerk: Authorize the portland water bureau to enter into an agreement in the amount of fifty five thousand dollars.

Wheeler: This is a second reading. We already had an opportunity for questions and public testimony. Please call the roll.

Clerk: (roll call).

Fritz: Thank you so much for your engagement this afternoon. We have a lot of good work coming throughout december. This one is a routine and was pulled from condition sent. I'm happy to say aye.

Wheeler: The ordinance is adopted. That's it. Thanks everybody appreciate it. We are adjourned.

Council adjourned at 3:59 pm